



General Assembly

February Session, 2002

Raised Bill No. 20

LCO No. 274

Referred to Committee on Transportation

Introduced by:
(TRA)

AN ACT REVISING CERTAIN MOTOR VEHICLE LAWS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (a) of section 14-1 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective July*
3 *1, 2002*):

4 (a) Terms used in this chapter shall be construed as follows, unless
5 another construction is clearly apparent from the language or context
6 in which the term is used or unless the construction is inconsistent
7 with the manifest intention of the General Assembly:

8 (1) "Agricultural tractor" means a tractor or other form of
9 nonmuscular motive power used for transporting, hauling, plowing,
10 cultivating, planting, harvesting, reaping or other agricultural
11 purposes on any farm or other private property, or used for the
12 purpose of transporting, from one farm to another, agricultural
13 implements and farm products, provided the agricultural tractor is not
14 used on any highway for transporting a pay load or for some other
15 commercial purpose;

16 (2) "Antique, rare or special interest motor vehicle" means a motor
17 vehicle twenty-five years old or older which is being preserved
18 because of historic interest and which is not altered or modified from
19 the original manufacturer's specifications;

20 (3) "Apparent candle power" means an illumination equal to the
21 normal illumination in foot candles produced by any lamp or lamps,
22 divided by the square of the distance in feet between the lamp or
23 lamps and the point at which the measurement is made;

24 (4) "Authorized emergency vehicle" means (A) a fire department
25 vehicle, (B) a police vehicle, or (C) a public service company or
26 municipal department ambulance or emergency vehicle designated or
27 authorized for use as an authorized emergency vehicle by the
28 commissioner;

29 (5) "Auxiliary driving lamp" means an additional lighting device on
30 a motor vehicle used primarily to supplement the general illumination
31 in front of a motor vehicle provided by the motor vehicle's head lamps;

32 (6) "Bulb" means a light source consisting of a glass bulb containing
33 a filament or substance capable of being electrically maintained at
34 incandescence;

35 (7) "Camp trailer" includes any trailer designed and used
36 exclusively for camping or recreational purposes;

37 (8) "Camper" means any motor vehicle designed or permanently
38 altered in such a way as to provide temporary living quarters for
39 travel, camping or recreational purposes;

40 (9) "Combination registration" means the type of registration issued
41 to a motor vehicle used for both private passenger and commercial
42 purposes if such vehicle does not have a gross vehicle weight rating in
43 excess of ten thousand pounds;

44 (10) "Commercial driver's license" or "CDL" means a license issued

45 to an individual in accordance with the provisions of sections 14-44a to
46 14-44m, inclusive, which authorizes such individual to drive a
47 commercial motor vehicle;

48 (11) "Commercial motor vehicle" means a vehicle designed or used
49 to transport passengers or property, except a vehicle used within one
50 hundred fifty miles of a farm in connection with the operation of such
51 farm, fire fighting apparatus or other authorized emergency vehicles,
52 or a recreational vehicle in private use, which (A) has a gross vehicle
53 weight rating of twenty-six thousand and one pounds or more; (B) is
54 designed to transport sixteen or more passengers, including the driver,
55 or is designed to transport more than ten passengers, including the
56 driver, and is used to transport students under the age of twenty-one
57 years to and from school; or (C) is transporting hazardous materials
58 and is required to be placarded in accordance with the Code of Federal
59 Regulations Title 49, Part 172, Subpart F, as amended;

60 (12) "Commercial registration" means the type of registration
61 required for any motor vehicle designed or used to transport
62 merchandise, freight or persons in connection with any business
63 enterprise, unless a more specific type of registration is authorized and
64 issued by the commissioner for such class of vehicle;

65 (13) "Commercial trailer" means a trailer used in the conduct of a
66 business to transport freight, materials or equipment whether or not
67 permanently affixed to the bed of the trailer;

68 (14) "Commissioner" includes the Commissioner of Motor Vehicles
69 and any assistant to the Commissioner of Motor Vehicles who is
70 designated and authorized by, and who is acting for, the
71 Commissioner of Motor Vehicles under a designation; except that the
72 Deputy Commissioners of Motor Vehicles and the Attorney General
73 are deemed, unless the Commissioner of Motor Vehicles otherwise
74 provides, to be designated and authorized by, and acting for, the
75 Commissioner of Motor Vehicles under a designation;

76 (15) "Controlled substance" has the same meaning as in section 21a-
77 240 and the federal laws and regulations incorporated in chapter 420b;

78 (16) "Conviction" means an unvacated adjudication of guilt, or a
79 determination that a person has violated or failed to comply with the
80 law in a court of original jurisdiction or an authorized administrative
81 tribunal, an unvacated forfeiture of bail or collateral deposited to
82 secure the person's appearance in court, the payment of a fine or court
83 cost, or violation of a condition of release without bail, regardless of
84 whether or not the penalty is rebated, suspended or probated;

85 (17) "Dealer" includes any person actively engaged in buying,
86 selling or exchanging motor vehicles or trailers who has an established
87 place of business in this state and who may, incidental to such
88 business, repair motor vehicles or trailers, or cause them to be repaired
89 by persons in his or her employ;

90 (18) "Disqualification" means a withdrawal of the privilege to drive
91 a commercial motor vehicle, which occurs as a result of (A) any
92 suspension or revocation by the commissioner of the privilege to
93 operate a motor vehicle; (B) a determination by the Federal Highway
94 Administration, under the rules of practice for motor carrier safety
95 contained in the Code of Federal Regulations Title 49, Part 386, as
96 amended, that a person is no longer qualified to operate a commercial
97 motor vehicle under the standards of the Code of Federal Regulations
98 Title 49, Part 391, as amended; or (C) the loss of qualification which
99 automatically follows any of the convictions specified in section 14-
100 44k;

101 (19) "Drive" means to drive, operate or be in physical control of a
102 motor vehicle, including a motor vehicle being towed by another;

103 (20) "Driver" means any person who drives, operates or is in
104 physical control of a commercial motor vehicle, or who is required to
105 hold a commercial driver's license;

106 (21) "Driver's license" or "operator's license" means a valid
107 Connecticut motor vehicle operator's license or a license issued by
108 another state or foreign jurisdiction authorizing the holder thereof to
109 operate a motor vehicle on the highways;

110 (22) "Employee" means any operator of a commercial motor vehicle,
111 including full-time, regularly employed drivers, casual, intermittent or
112 occasional drivers, drivers under contract and independent, owner-
113 operator contractors, who, while in the course of operating a
114 commercial motor vehicle, are either directly employed by, or are
115 under contract to, an employer;

116 (23) "Employer" means any person, including the United States, a
117 state or any political subdivision thereof, who owns or leases a
118 commercial motor vehicle, or assigns a person to drive a commercial
119 motor vehicle;

120 (24) "Farm implement" means a vehicle designed and adapted
121 exclusively for agricultural, horticultural or livestock-raising
122 operations and which is not operated on a highway for transporting a
123 pay load or for any other commercial purpose;

124 (25) "Felony" means any offense as defined in section 53a-25 and
125 includes any offense designated as a felony under federal law;

126 (26) "Foreign jurisdiction" means any jurisdiction other than a state
127 of the United States;

128 (27) "Fuels" means (A) all products commonly or commercially
129 known or sold as gasoline, including casinghead and absorption or
130 natural gasoline, regardless of their classification or uses, (B) any liquid
131 prepared, advertised, offered for sale or sold for use, or commonly and
132 commercially used, as a fuel in internal combustion engines, which,
133 when subjected to distillation in accordance with the standard method
134 of test for distillation of gasoline, naphtha, kerosene and similar
135 petroleum products by "American Society for Testing Materials

136 Method D-86", shows not less than ten per cent distilled (recovered)
137 below 347 Fahrenheit (175 Centigrade) and not less than ninety-five
138 per cent distilled (recovered) below 464 Fahrenheit (240 Centigrade);
139 provided the term "fuels" shall not include commercial solvents or
140 naphthas which distill, by "American Society for Testing Materials
141 Method D-86", not more than nine per cent at 176 Fahrenheit and
142 which have a distillation range of 150 Fahrenheit, or less, or liquefied
143 gases which would not exist as liquids at a temperature of 60
144 Fahrenheit and a pressure of 14.7 pounds per square inch absolute,
145 and (C) any liquid commonly referred to as "gasohol" which is
146 prepared, advertised, offered for sale or sold for use, or commonly and
147 commercially used, as a fuel in internal combustion engines, consisting
148 of a blend of gasoline and a minimum of ten per cent by volume of
149 ethyl or methyl alcohol;

150 (28) "Garage" includes every place of business where motor vehicles
151 are, for compensation, received for housing, storage or repair;

152 (29) "Gross vehicle weight rating" or "GVWR" means the value
153 specified by the manufacturer as the maximum loaded weight of a
154 single or a combination (articulated) vehicle, or its registered gross
155 weight, whichever is greater. The GVWR of a combination (articulated)
156 vehicle commonly referred to as the "gross combination weight rating"
157 or GCWR is the GVWR of the power unit plus the GVWR of the towed
158 unit or units;

159 (30) "Gross weight" means the light weight of a vehicle plus the
160 weight of any load on the vehicle, provided, in the case of a tractor-
161 trailer unit, "gross weight" means the light weight of the tractor plus
162 the light weight of the trailer or semitrailer plus the weight of the load
163 on the vehicle;

164 (31) "Hazardous materials" has the same meaning as in Section 103
165 of the Hazardous Materials Transportation Act, Section 1801 et seq.,
166 Title 49, United States Code;

167 (32) "Head lamp" means a lighting device affixed to the front of a
168 motor vehicle projecting a high intensity beam which lights the road in
169 front of the vehicle so that it can proceed safely during the hours of
170 darkness;

171 (33) "High-mileage vehicle" means a motor vehicle having the
172 following characteristics: (A) Not less than three wheels in contact with
173 the ground; (B) a completely enclosed seat on which the driver sits; (C)
174 a single or two cylinder, gasoline or diesel engine or an electric-
175 powered engine; and (D) efficient fuel consumption;

176 (34) "Highway" includes any state or other public highway, road,
177 street, avenue, alley, driveway, parkway or place, under the control of
178 the state or any political subdivision of the state, dedicated,
179 appropriated or opened to public travel or other use;

180 (35) "Intersecting highway" includes any public highway which
181 joins another at an angle whether or not it crosses the other;

182 (36) "Light weight" means the weight of an unloaded motor vehicle
183 as ordinarily equipped and ready for use, exclusive of the weight of
184 the operator of the motor vehicle;

185 (37) "Limited access highway" means a state highway so designated
186 under the provisions of section 13b-27;

187 (38) "Local authorities" includes the board of aldermen, common
188 council, chief of police, warden and burgesses, board of selectmen or
189 other officials having authority for the enactment or enforcement of
190 traffic regulations within their respective towns, cities or boroughs;

191 (39) "Maintenance vehicle" means any vehicle in use by the state or
192 by any town, city, borough or district, any state bridge or parkway
193 authority or any public service company, as defined in section 16-1, in
194 the maintenance of public highways or bridges and facilities located
195 within the limits of public highways or bridges;

196 (40) "Manufacturer" means (A) a person, whether a resident or
197 nonresident, engaged in the business of constructing or assembling
198 motor vehicles of a type required to be registered under section 14-12,
199 as amended by this act, who offers the motor vehicles for sale in this
200 state, or (B) a person who distributes new motor vehicles to licensed
201 new car dealers in this state;

202 (41) "Median divider" means an intervening space or physical
203 barrier or clearly indicated dividing section separating traffic lanes
204 provided for vehicles proceeding in opposite directions;

205 (42) "Minibike" or "minicycle" means any two or three wheel
206 motorcycle having one or more of the following characteristics: (A)
207 Ten inches (254 mm) or less nominal wheel rim diameter; (B) forty
208 inches or less wheel base; (C) twenty-five inches or less seat height
209 measured at the lowest point on the top of the seat cushion without
210 rider; (D) a propelling engine having a piston displacement of 50 c.c. or
211 less;

212 (43) "Modified antique motor vehicle" means a motor vehicle
213 twenty-five years old or older which has been modified for safe road
214 use, including but not limited to, modifications to the drive train,
215 suspension, braking system and safety or comfort apparatus;

216 (44) "Motor bus" includes any motor vehicle, except a taxicab, as
217 defined in section 13b-95, operated in whole or in part on any street or
218 highway in a manner affording a means of transportation by
219 indiscriminately receiving or discharging passengers, or running on a
220 regular route or over any portion of a regular route or between fixed
221 termini;

222 (45) "Motor home" means a vehicular unit designed to provide
223 living quarters and necessary amenities which are built into an integral
224 part of, or permanently attached to, a truck or van chassis;

225 (46) "Motorcycle" means a motor vehicle, with or without a side car,

226 having not more than three wheels in contact with the ground and a
227 saddle or seat on which the rider sits or a platform on which the rider
228 stands and includes bicycles having a motor attached, except bicycles
229 propelled by means of a helper motor as defined in section 14-286, but
230 does not include a vehicle having or designed to have a completely
231 enclosed driver's seat and a motor which is not in the enclosed area;

232 (47) "Motor vehicle" means any vehicle propelled or drawn by any
233 nonmuscular power, except aircraft, motor boats, road rollers, baggage
234 trucks used about railroad stations or other mass transit facilities,
235 electric battery-operated wheel chairs when operated by physically
236 handicapped persons at speeds not exceeding fifteen miles per hour,
237 golf carts operated on highways solely for the purpose of crossing
238 from one part of the golf course to another, golf cart type vehicles
239 operated on roads or highways on the grounds of state institutions by
240 state employees, agricultural tractors, farm implements, such vehicles
241 as run only on rails or tracks, self-propelled snow plows, snow blowers
242 and lawn mowers, when used for the purposes for which they were
243 designed and operated at speeds not exceeding four miles per hour,
244 whether or not the operator rides on or walks behind such equipment,
245 bicycles with helper motors as defined in section 14-286, special mobile
246 equipment as defined in subsection (i) of section 14-165 and any other
247 vehicle not suitable for operation on a highway;

248 (48) "New motor vehicle" means a motor vehicle, the equitable or
249 legal title to which has never been transferred by a manufacturer,
250 distributor or dealer to an ultimate consumer;

251 (49) "Nonresident" means any person whose legal residence is in a
252 state other than Connecticut or in a foreign country;

253 (50) "Nonresident commercial driver's license" or "nonresident CDL"
254 means a commercial driver's license issued by a state to an individual
255 who resides in a foreign jurisdiction;

256 (51) "Nonskid device" means any device applied to the tires, wheels,

257 axles or frame of a motor vehicle for the purpose of increasing the
258 traction of the motor vehicle;

259 (52) "Number plate" means any sign or marker furnished by the
260 commissioner on which is displayed the registration number assigned
261 to a motor vehicle by the commissioner;

262 (53) "Officer" includes any constable, state marshal, inspector of
263 motor vehicles, state policeman or other official authorized to make
264 arrests or to serve process, provided the officer is in uniform or
265 displays [his] the officer's badge of office in a conspicuous place when
266 making an arrest;

267 (54) "Operator" means any person who operates a motor vehicle or
268 who steers or directs the course of a motor vehicle being towed by
269 another motor vehicle and includes a driver as defined in subdivision
270 (20) of this section;

271 (55) "Out-of-service order" means a temporary prohibition against
272 driving a commercial motor vehicle or any other vehicle subject to the
273 federal motor carrier safety regulations enforced by the commissioner
274 pursuant to [his] the commissioner's authority under section 14-8;

275 (56) "Owner" means any person holding title to a motor vehicle, or
276 having the legal right to register the same, including purchasers under
277 conditional bills of sale;

278 (57) "Parked vehicle" means a motor vehicle in a stationary position
279 within the limits of a public highway;

280 (58) "Passenger and commercial motor vehicle" means a motor
281 vehicle used for private passenger and commercial purposes which is
282 eligible for combination registration;

283 (59) "Passenger motor vehicle" means a motor vehicle used for the
284 private transportation of persons and their personal belongings,
285 designed to carry occupants in comfort and safety, with not less than

286 fifty per cent of the total area enclosed by the outermost body contour
287 lines, excluding the area enclosing the engine, as seen in a plan view,
288 utilized for designated seating positions and necessary legroom with a
289 capacity of carrying not more than ten passengers including the
290 operator thereof;

291 (60) "Passenger registration" means the type of registration issued to
292 a passenger motor vehicle unless a more specific type of registration is
293 authorized and issued by the commissioner for such class of vehicle;

294 (61) "Person" includes any individual, corporation, limited liability
295 company, association, copartnership, company, firm, business trust or
296 other aggregation of individuals but does not include the state or any
297 political subdivision thereof, unless the context clearly states or
298 requires;

299 (62) "Pneumatic tires" means tires inflated or inflatable with air;

300 (63) "Pole trailer" means a trailer which is (A) intended for
301 transporting long or irregularly shaped loads such as poles, logs, pipes
302 or structural members, which loads are capable of sustaining
303 themselves as beams between supporting connections, and (B)
304 designed to be drawn by a motor vehicle and attached or secured
305 directly to the motor vehicle by any means including a reach, pole or
306 boom;

307 (64) "Recreational vehicle" includes the camper, camp trailer and
308 motor home classes of vehicles;

309 (65) "Registration" includes the certificate of motor vehicle
310 registration and the number plate or plates used in connection with
311 such registration;

312 (66) "Registration number" means the identifying number or letters,
313 or both, assigned by the commissioner to a motor vehicle;

314 (67) "Resident", for the purpose of registering motor vehicles,

315 includes any person having a [legal] place of residence in this state,
316 occupied by such person for more than six months in a year, or any
317 person, firm or corporation owning or leasing a motor vehicle used or
318 operated in intrastate business in this state, or a firm or corporation
319 having its principal office or place of business in this state;

320 (68) "School bus" means any school bus, as defined in section 14-275;

321 (69) "Second" violation or "subsequent" violation means an offense
322 committed not more than three years after the date of an arrest which
323 resulted in a previous conviction for a violation of the same statutory
324 provision, except in the case of a violation of section 14-215 or 14-224
325 or subsection (a) of section 14-227a, "second" violation or "subsequent"
326 violation means an offense committed not more than ten years after
327 the date of an arrest which resulted in a previous conviction for a
328 violation of the same statutory provision;

329 (70) "Semitrailer" means any trailer type vehicle designed and used
330 in conjunction with a motor vehicle so that some part of its own weight
331 and load rests on or is carried by another vehicle;

332 (71) "Serious traffic violation" means a conviction, when operating a
333 commercial motor vehicle, of any violation (A) of section 14-218a or 14-
334 219, if the speed was fifteen miles per hour or more over the posted
335 speed limit, (B) of section 14-222, (C) of section 14-240 or 14-240a, (D)
336 of section 14-236, or (E) arising in connection with an accident related
337 to the operation of a commercial motor vehicle and which resulted in
338 the death of any person;

339 (72) "Service bus" includes any vehicle except a vanpool vehicle or a
340 school bus designed and regularly used to carry ten or more
341 passengers when used in private service for the transportation of
342 persons without charge to the individual;

343 (73) "Service car" means any motor vehicle used by a manufacturer,
344 dealer or repairer for emergency motor vehicle repairs on the

345 highways of this state, for towing or for the transportation of necessary
346 persons, tools and materials to and from the scene of such emergency
347 repairs or towing;

348 (74) "Shoulder" means that portion of a highway immediately
349 adjacent and contiguous to the travel lanes or main traveled portion of
350 the roadway;

351 (75) "Solid tires" means tires of rubber, or other elastic material
352 approved by the Commissioner of Transportation, which do not
353 depend on confined air for the support of the load;

354 (76) "Spot lamp" or "spot light" means a lighting device projecting a
355 high intensity beam, the direction of which can be readily controlled
356 for special or emergency lighting as distinguished from ordinary road
357 illumination;

358 (77) "State" means any state of the United States and the District of
359 Columbia unless the context indicates a more specific reference to the
360 state of Connecticut;

361 (78) "Stop" means complete cessation of movement;

362 (79) "Tail lamp" means a lighting device affixed to the rear of a
363 motor vehicle showing a red light to the rear and indicating the
364 presence of the motor vehicle when viewed from behind;

365 (80) "Tank vehicle" means any commercial motor vehicle designed
366 to transport any liquid or gaseous material within a tank that is either
367 permanently or temporarily attached to the vehicle or its chassis which
368 shall include, but not be limited to, a cargo tank and portable tank, as
369 defined in the Code of Federal Regulations Title 49, Section 383.5, as
370 amended, provided it shall not include a portable tank with a rated
371 capacity not to exceed one thousand gallons;

372 (81) "Tractor" or "truck tractor" means a motor vehicle designed and
373 used for drawing a semitrailer;

374 (82) "Tractor-trailer unit" means a combination of a tractor and a
375 trailer or a combination of a tractor and a semitrailer;

376 (83) "Trailer" means any rubber-tired vehicle without motive power
377 drawn or propelled by a motor vehicle;

378 (84) "Truck" means a motor vehicle designed, used or maintained
379 primarily for the transportation of property;

380 (85) "Ultimate consumer" means, with respect to a motor vehicle, the
381 first person, other than a dealer, who in good faith purchases the
382 motor vehicle for purposes other than resale;

383 (86) "United States" means the fifty states and the District of
384 Columbia;

385 (87) "Used motor vehicle" includes any motor vehicle which has
386 been previously separately registered by an ultimate consumer;

387 (88) "Utility trailer" means a trailer designed and used to transport
388 personal property, materials or equipment, whether or not
389 permanently affixed to the bed of the trailer, with a manufacturer's
390 GVWR of ten thousand pounds or less;

391 (89) "Vanpool vehicle" includes all motor vehicles, the primary
392 purpose of which is the daily transportation, on a prearranged
393 nonprofit basis, of individuals between home and work, and which:
394 (A) If owned by or leased to a person, or to an employee of the person,
395 or to an employee of a local, state or federal government unit or agency
396 located in Connecticut, are manufactured and equipped in such
397 manner as to provide a seating capacity of at least seven but not more
398 than fifteen individuals, or (B) if owned by or leased to a regional ride-
399 sharing organization in the state recognized by the Commissioner of
400 Transportation, are manufactured and equipped in such manner as to
401 provide a seating capacity of at least six but not more than nineteen
402 individuals;

403 (90) "Vehicle" includes any device suitable for the conveyance,
404 drawing or other transportation of persons or property, whether
405 operated on wheels, runners, a cushion of air or by any other means.
406 The term does not include devices propelled or drawn by human
407 power or devices used exclusively on tracks;

408 (91) "Vehicle identification number" or "VIN" means a series of
409 Arabic numbers and Roman letters that is assigned to each new motor
410 vehicle that is manufactured within or imported into the United States,
411 in accordance with the provisions of the Code of Federal Regulations,
412 Title 49, Part 565, unless another sequence of numbers and letters has
413 been assigned to a motor vehicle by the commissioner, in accordance
414 with the provisions of section 14-149;

415 [(91)] (92) "Wrecker" means a vehicle which is registered, designed,
416 equipped and used for the purposes of towing or transporting
417 wrecked or disabled motor vehicles for compensation or for related
418 purposes by a person, firm or corporation licensed in accordance with
419 the provisions of subdivision (D) of part III of this chapter.

420 Sec. 2. Subsection (g) of section 14-66 of the general statutes is
421 repealed and the following is substituted in lieu thereof (*Effective July*
422 *1, 2002*):

423 (g) For the purposes of this section, "nonconsensual towing or
424 transporting" means the towing or transporting of a motor vehicle in
425 accordance with the provisions of section 14-145 or for which
426 arrangements are made by order of a law enforcement officer or traffic
427 authority, as defined in section 14-297, if the operator of the motor
428 vehicle is not present at the time such arrangements are made, and
429 does not designate the person, firm or corporation performing the
430 towing or wrecker service.

431 Sec. 3. Subsection (c) of section 14-165 of the general statutes, as
432 amended by section 163 of public act 01-132, is repealed and the
433 following is substituted in lieu thereof (*Effective July 1, 2002*):

434 (c) "Identification number" means [the numbers and letters, if any,
435 on a vehicle designated by the commissioner for the purpose of
436 identifying the vehicle] the vehicle identification number of a motor
437 vehicle, as defined in subdivision (91) of subsection (a) of section 14-1,
438 as amended by this act.

439 Sec. 4. Section 14-172 of the general statutes is repealed and the
440 following is substituted in lieu thereof (*Effective July 1, 2002*):

441 (a) The commissioner, upon receiving application for a first
442 certificate of title, shall check the identification number of the vehicle
443 shown in the application against the records of vehicles required to be
444 maintained by section 14-173 and against the record of stolen and
445 converted vehicles required to be maintained by section 14-197.

446 (b) The commissioner may participate in the National Motor Vehicle
447 Title Information System, established in accordance with the
448 provisions of Sections 30501 to 30503, inclusive, Title 49, United States
449 Code, and may rely on the information contained in such system as
450 prima facie evidence of the facts upon which the commissioner grants
451 or denies such application for a certificate of title that may be issued, in
452 accordance with the provisions of section 14-174, as amended by this
453 act.

454 Sec. 5. Section 14-174 of the general statutes is repealed and the
455 following is substituted in lieu thereof (*Effective July 1, 2002*):

456 (a) Each certificate of title issued by the commissioner shall contain:
457 (1) The date issued; (2) the name and address of the owner; (3) the
458 names and addresses of any lienholders, in the order of priority as
459 shown on the application or, if the application is based on a certificate
460 of title, as shown on the certificate; (4) the title number assigned to the
461 vehicle; (5) a description of the vehicle including, so far as the
462 following data exists, its make, model, identification number, type of
463 body, number of cylinders, whether new or used, and, if a new vehicle,
464 the date of the first sale of the vehicle for use; (6) the mileage reading

465 as shown on the application; and (7) any other data the commissioner
466 prescribes.

467 (b) Unless a bond is filed as provided in subdivision (b) of section
468 14-176, as amended by this act, a distinctive certificate of title shall be
469 issued for a vehicle last previously registered in another state or
470 country the laws of which do not require that lienholders be named on
471 a certificate of title to perfect their security interests. The certificate
472 shall contain the legend "This vehicle may be subject to an undisclosed
473 lien" and may contain any other information the commissioner
474 prescribes. If no notice of a security interest in the vehicle is received
475 by the commissioner within four months from the issuance of the
476 distinctive certificate of title, [he] the commissioner shall, upon
477 application and surrender of the distinctive certificate, issue a
478 certificate of title in ordinary form.

479 (c) The certificate of title shall contain forms for assignment and
480 warranty of title by the owner and for assignment and warranty of title
481 by a dealer, and may contain forms for applications for a certificate of
482 title by a transferee, the naming of a lienholder and the assignment or
483 release of the security interest of a lienholder.

484 (d) A certificate of title issued by the commissioner is prima facie
485 evidence of the facts appearing on it. In any criminal proceeding, a
486 certified copy of a certificate of title shall be prima facie evidence as to
487 the ownership of a motor vehicle.

488 (e) A certificate of title for a vehicle is not subject to garnishment,
489 attachment, execution or other judicial process, but this subsection
490 does not prevent a lawful levy upon the vehicle.

491 (f) The commissioner shall place a legend on any new or duplicate
492 certificate of title in accordance with the requirements of section 14-
493 172, as amended by this act, section 14-178, as amended by this act, or
494 section 14-16c, 14-179 or 42-179. The commissioner shall place a legend
495 on any new or duplicate certificate of title that the commissioner issues

496 concerning the mileage on a motor vehicle in accordance with the
 497 requirements of the Federal Odometer Act, Sections 32701 to 32711,
 498 inclusive, Title 49, United States Code, and any federal regulation
 499 adopted under the authority of said act. The commissioner may adopt
 500 regulations, in accordance with the provisions of chapter 54, to provide
 501 for the placement of additional legends on any certificate of title,
 502 concerning the past or present condition of any motor vehicle or the
 503 status of the title to any motor vehicle, including legends to indicate
 504 that a motor vehicle has been rebuilt, damaged by flood, or is
 505 unrepairable, or that a bond has been posted to obtain the title, as
 506 provided in section 14-176, as amended by this act. Such regulations,
 507 as may be adopted by the commissioner, shall provide for an
 508 opportunity for a hearing, in accordance with the provisions of chapter
 509 54, and section 14-194, as amended by this act, for any person
 510 aggrieved by any action, omission or decision of the commissioner
 511 made pursuant to this subsection.

512 Sec. 6. Section 14-175 of the general statutes is repealed and the
 513 following is substituted in lieu thereof (*Effective July 1, 2002*):

514 [The] (a) Except as provided in subsection (b) of this section, the
 515 certificate of title shall be presented or mailed to the first lienholder
 516 named in it or, if none, to the owner.

517 (b) The commissioner may enter into an agreement with any first
 518 lienholder to a motor vehicle to provide for the electronic recording
 519 and storage of the evidence of such lienholder's security interest. Any
 520 such agreement may provide that (1) the commissioner shall not issue
 521 the certificate of title unless requested by the lienholder, and (2) when
 522 the security interest is satisfied and released, the commissioner shall
 523 present or mail the certificate of title to the owner, unless another
 524 security interest has been recorded by the commissioner.

525 Sec. 7. Section 14-176 of the general statutes is repealed and the
 526 following is substituted in lieu thereof (*Effective July 1, 2002*):

527 If the commissioner is not satisfied as to the ownership of the
 528 vehicle or that there are no undisclosed security interests in it, the
 529 commissioner may register the vehicle but shall either: [(a)] (1)
 530 Withhold issuance of a certificate of title until the applicant presents
 531 documents reasonably sufficient to satisfy the commissioner as to the
 532 applicant's ownership of the vehicle and that there are no undisclosed
 533 security interests in it; or [(b)] (2) as a condition of issuing a certificate
 534 of title, require the applicant to file with the commissioner a bond in
 535 the form prescribed by the commissioner and executed by the
 536 applicant, and either accompanied by the deposit of cash with the
 537 commissioner or also executed by a person authorized to conduct a
 538 surety business in this state. The bond shall be in an amount equal to
 539 [one and one-half times] twice the value of the vehicle as determined
 540 by the commissioner and conditioned to indemnify any prior owner
 541 and lienholder and any subsequent purchaser of the vehicle or person
 542 acquiring any security interest in it, and their respective successors in
 543 interest, against any expense, loss or damage, including reasonable
 544 attorney's fees, by reason of the issuance of the certificate of title of the
 545 vehicle or on account of any defect in or undisclosed security interest
 546 upon the right, title and interest of the applicant in and to the vehicle.
 547 Any such interested person has a right of action to recover on the bond
 548 for any breach of its conditions, but the aggregate liability of the surety
 549 to all persons shall not exceed the amount of the bond. The bond, and
 550 any deposit accompanying it, shall be returned at the end of [three]
 551 five years or prior thereto if the vehicle is no longer registered in this
 552 state and the currently valid certificate of title is surrendered to the
 553 commissioner, unless the commissioner has been notified of the
 554 pendency of an action to recover on the bond.

555 Sec. 8. Subsection (a) of section 14-178 of the general statutes is
 556 repealed and the following is substituted in lieu thereof (*Effective July*
 557 *1, 2002*):

558 (a) If a certificate of title is lost, stolen, mutilated or destroyed or
 559 becomes illegible, the first lienholder or, if none, the owner or legal

560 representative of the owner named in the certificate, as shown by the
 561 records of the commissioner, shall promptly make application for and
 562 may obtain a duplicate upon furnishing information, including
 563 personal identification acceptable and satisfactory to the
 564 commissioner. The duplicate certificate of title shall contain the legend
 565 "This is a duplicate certificate and may be subject to the rights of a
 566 person under the original certificate." [It] Except as provided in
 567 subsection (b) of section 14-175, as amended by this act, the
 568 commissioner shall [be presented or mailed] present or mail the
 569 duplicate certificate to the first lienholder named in [it] the duplicate
 570 certificate or, if none, to the owner.

571 Sec. 9. Subsection (a) of section 14-183 of the general statutes is
 572 repealed and the following is substituted in lieu thereof (*Effective July*
 573 *1, 2002*):

574 (a) The commissioner, upon receipt of a properly assigned certificate
 575 of title, with an application for a new certificate of title, the required fee
 576 and any other documents required by law, shall issue a new certificate
 577 of title in the name of the transferee as owner and, except as provided
 578 in subsection (b) of section 14-175, as amended by this act, present or
 579 mail [it] the new certificate of title to the first lienholder named in [it]
 580 the new certificate of title or, if none, to the owner.

581 Sec. 10. Subsection (c) of section 14-185 of the general statutes, as
 582 amended by section 165 of public act 01-132, is repealed and the
 583 following is substituted in lieu thereof (*Effective July 1, 2002*):

584 (c) The rules of priority stated in sections 42-9-322 to 42a-9-324,
 585 inclusive, and the other sections therein referred to, shall, to the extent
 586 appropriate, apply to conflicting security interests in a vehicle of a type
 587 for which a certificate of title is required. [or in a "previously registered
 588 vehicle", as defined in section 14-201.] A security interest perfected
 589 under this section [or under section 14-201] is a security interest
 590 perfected otherwise than by filing for the purposes of sections 42a-9-
 591 322 to 42a-9-324, inclusive.

592 Sec. 11. Subsection (d) of section 14-186 of the general statutes is
593 repealed and the following is substituted in lieu thereof (*Effective July*
594 *1, 2002*):

595 (d) Upon receipt of the certificate of title, the application and the
596 required fee, the commissioner shall either endorse the certificate or
597 issue a new certificate containing the name and address of the new
598 lienholder, and, except as provided in section (b) of section 14-175, as
599 amended by this act, mail the certificate to the first lienholder named
600 in it.

601 Sec. 12. Subsection (b) of section 14-187 of the general statutes is
602 repealed and the following is substituted in lieu thereof (*Effective July*
603 *1, 2002*):

604 (b) The assignee may, but need not to perfect the assignment, have
605 the certificate of title endorsed or issued with the assignee named as
606 lienholder, upon delivering to the commissioner the certificate and an
607 assignment by the lienholder [named in the certificate] of record in the
608 form the commissioner prescribes. If the lienholder has entered into an
609 agreement with the commissioner pursuant to subsection (b) of section
610 14-175, as amended by this act, the lienholder may submit evidence of
611 the assignment of the security interest, in such form and manner as the
612 commissioner directs, and may request the commissioner to issue a
613 certificate of title with the assignee or, if the assignee also has entered
614 into an agreement with the commissioner to provide for the electronic
615 filing and recording of its security interest, request the commissioner
616 to make the appropriate modifications to the record of the title.

617 Sec. 13. Section 14-188 of the general statutes is repealed and the
618 following is substituted in lieu thereof (*Effective July 1, 2002*):

619 (a) Upon the satisfaction of a security interest in a vehicle for which
620 the certificate of title is in the possession of the lienholder, [he] the
621 lienholder shall, within ten days after demand and, in any event,
622 within thirty days, execute a release of [his] the security interest, in the

623 space provided therefor on the certificate or as the commissioner
 624 prescribes, and mail or deliver the certificate and release to the next
 625 lienholder named therein, or, if none, to the owner or any person who
 626 delivers to the lienholder an authorization from the owner to receive
 627 the certificate. The owner, other than a dealer holding the vehicle for
 628 resale, shall promptly cause the certificate and release to be mailed or
 629 delivered to the commissioner, who shall release the lienholder's rights
 630 on the certificate or issue a new certificate.

631 (b) If the lienholder has entered into an agreement with the
 632 commissioner in accordance with the provisions of subsection (b) of
 633 section 14-175, as amended by this act, such lienholder shall, upon the
 634 satisfaction of such lienholder's security interest, notify the
 635 commissioner within ten days of such satisfaction of security interest.
 636 Such notification shall be in such form and manner and shall contain
 637 such information necessary to evidence the release of the lien, and to
 638 identify the motor vehicle and the title record, as the commissioner
 639 prescribes. The commissioner shall issue a certificate of title and
 640 present or mail such certificate to the owner, or to the second
 641 lienholder, if any. The provisions of this subsection shall apply to each
 642 second or subsequent lienholder that has entered into an agreement
 643 with the commissioner in accordance with subsection (b) of section 14-
 644 175, as amended by this act.

645 ~~[(b)]~~ (c) Upon the satisfaction of a security interest in a vehicle for
 646 which the certificate of title is in the possession of a prior lienholder,
 647 the lienholder whose security interest is satisfied shall within ten days
 648 after demand and, in any event, within thirty days execute a release in
 649 the form the commissioner prescribes and deliver the release to the
 650 owner or any person who delivers to the lienholder an authorization
 651 from the owner to receive it. The lienholder in possession of the
 652 certificate of title shall either deliver the certificate to the owner, or the
 653 person authorized by [him] the owner, for delivery to the
 654 commissioner or, upon receipt of the release, mail or deliver it with the
 655 certificate to the commissioner, who shall release the subordinate

656 lienholder's rights on the certificate or issue a new certificate.

657 ~~[(c)]~~ (d) A lienholder who does not comply with subsection ~~[(b)]~~ (c)
658 of this section and who has disappeared and cannot be located by the
659 debtor shall be deemed for purposes of this section only to have
660 released such security interest, if evidence satisfactory to the
661 commissioner is filed concerning the disappearance of the lienholder,
662 and the commissioner shall so note on the records of the department.

663 Sec. 14. Section 14-189 of the general statutes is repealed and the
664 following is substituted in lieu thereof (*Effective July 1, 2002*):

665 A lienholder named in a certificate of title, or whose security interest
666 is recorded in the electronic title file maintained by the commissioner,
667 shall, upon written request of the owner or of another lienholder
668 named on the certificate or having a recorded interest, disclose any
669 pertinent information as to ~~[his]~~ such lienholder's security agreement
670 and the indebtedness secured by it.

671 Sec. 15. Section 14-192 of the general statutes is repealed and the
672 following is substituted in lieu thereof (*Effective July 1, 2002*):

673 (a) The commissioner shall be paid the following fees: (1) For filing
674 an application for a certificate of title, ~~[twenty dollars, and on and after~~
675 July 1, 1993,] twenty-five dollars; (2) for each security interest noted
676 upon a certificate of title, or recorded in the electronic title file
677 maintained by the commissioner, ten dollars; (3) for each record copy
678 search, ~~[five dollars and seventy-five cents, and on and after July 1,~~
679 1993,] seven dollars; (4) for each assignment of a security interest noted
680 upon a certificate of title, ~~[three dollars, and on and after July 1, 1993]~~
681 or recorded in the electronic title file, three dollars and fifty cents; (5)
682 for an application for a duplicate certificate of title, twenty-five dollars,
683 provided such fee shall not be required for any such duplicate
684 certificate of title (A) which is requested on a form prepared and
685 signed by the assessor in any town for purposes of such proof of
686 ownership of a motor vehicle as may be required in accordance with

687 section 12-71b, or (B) in connection with an application submitted by a
 688 licensed dealer in accordance with the provisions of subsection (c) of
 689 section 14-12, as amended, or section 14-61, as amended; (6) for an
 690 ordinary certificate of title issued upon surrender of a distinctive
 691 certificate, [three dollars, and on and after July 1, 1993,] three dollars
 692 and fifty cents; (7) for filing a notice of security interest, [three dollars,
 693 and on and after July 1, 1993,] three dollars and fifty cents; (8) for a
 694 certificate of search of the records of the Department of Motor
 695 Vehicles, for each name or identification number searched against,
 696 [fourteen dollars, and on and after July 1, 1993,] seventeen dollars and
 697 fifty cents; (9) for filing an assignment of security interest, [three
 698 dollars, and on and after July 1, 1993,] three dollars and fifty cents;
 699 [and] (10) for search of a motor vehicle certificate of title record,
 700 requested by a person other than the owner of such motor vehicle, ten
 701 dollars; and (11) for a bond filing under section 14-176, as amended by
 702 this act, twenty-five dollars.

703 (b) If an application, certificate of title or other document required to
 704 be mailed or delivered to the commissioner under any provision of this
 705 chapter is not delivered to the commissioner within ten days from the
 706 time it is required to be mailed or delivered, the commissioner shall
 707 collect, as a penalty, an amount equal to the fee required for the
 708 transaction.

709 (c) Motor vehicles leased to an agency of this state [on or after June
 710 4, 1982,] and motor vehicles owned by the state or an agency of the
 711 state shall be exempt from the fees imposed by this section.

712 Sec. 16. Section 14-194 of the general statutes is repealed and the
 713 following is substituted in lieu thereof (*Effective July 1, 2002*):

714 A person aggrieved by an act or omission to act of the commissioner
 715 under this chapter is entitled, upon request, to a hearing in accordance
 716 with [subsection (e) of section 14-111] the provisions of chapter 54.

717 Sec. 17. Subdivision (40) of subsection (a) of section 14-1 of the

718 general statutes is repealed and the following is substituted in lieu
719 thereof (*Effective October 1, 2002*):

720 (40) "Manufacturer" means (A) a person, whether a resident or
721 nonresident, engaged in the business of constructing or assembling
722 new motor vehicles of a type required to be registered [under section
723 14-12, who offers the motor vehicles] by the commissioner, for
724 operation upon any highway, which are offered for sale in this state, or
725 (B) a person who distributes new motor vehicles to [licensed] new car
726 dealers licensed in this state.

727 Sec. 18. Subsection (a) of section 14-15 of the general statutes is
728 repealed and the following is substituted in lieu thereof (*Effective*
729 *October 1, 2002*):

730 (a) Any person, firm or corporation before engaging in the business
731 of leasing or renting motor vehicles without drivers in this state and
732 any person, firm or corporation which is the lessor of or rents any
733 vehicle required to be registered under the provisions of section 14-15a
734 shall make a sworn application to the Commissioner of Motor Vehicles
735 for a license to engage in such leasing or renting. Each such application
736 and each application for renewal shall be accompanied by a fee of [one
737 hundred fifty dollars and shall be renewed annually on the first day of
738 April] three hundred dollars. Each such license shall be renewed
739 biennially according to renewal schedules established by the
740 commissioner so as to effect staggered renewal of all such licenses. If
741 the adoption of a staggered system results in the expiration of any
742 license more or less than one year from its issuance, the commissioner
743 may charge a prorated amount for such license fee. Not less than forty-
744 five days prior to the date of expiration of each such license, the
745 commissioner shall mail to each licensee an application for renewal.
746 Any licensee which has not filed the application for renewal
747 accompanied by the prescribed fee prior to the date of expiration of its
748 license shall cease to engage in business. An application for renewal
749 filed with the commissioner after the date of expiration shall be

750 accompanied by a late fee of one hundred dollars. The commissioner
 751 shall not renew any license under this subsection that has expired for
 752 more than forty-five days. No such license shall be transferred. Such
 753 licensee shall furnish proof of financial responsibility satisfactory to
 754 the commissioner, as provided by section 14-112 or 14-129, provided
 755 such licensee may furnish such proof separately with respect to each
 756 vehicle or each group of vehicles leased to any single lessee. Each
 757 application for such license shall contain the name and address of the
 758 owner and shall be accompanied by a surety bond as required
 759 pursuant to section 14-52, as amended by this act. Each application for
 760 registration of a motor vehicle to be leased for a period of more than
 761 thirty days shall contain the name and address of the owner and the
 762 lessee of such vehicle. The owner of such vehicle shall disclose the
 763 name and address of any subsequent lessee of such vehicle to the
 764 commissioner in such manner as [he] the commissioner may require.
 765 The commissioner shall ensure that such information relative to the
 766 lessee is available to the Connecticut on-line law enforcement
 767 communications teleprocessing system. Each person, firm or
 768 corporation licensed under the provisions of this subsection shall keep
 769 such books, records and accounts as the commissioner may require
 770 provided each licensee shall retain a copy of each rental or lease
 771 contract for a period of three years, which shall be subject to inspection
 772 by the commissioner or [his] the commissioner's designee at all
 773 reasonable times. The provisions of this subsection shall not apply to
 774 any person, firm or corporation which, incidental to the conduct of its
 775 principal business, leases or rents any motor vehicle without a driver
 776 to other persons, firms or corporations whose principal business is the
 777 same as that of the lessor. Violation of any provision of this subsection
 778 shall be an infraction.

779 Sec. 19. Subsection (b) of section 14-15a of the general statutes is
 780 repealed and the following is substituted in lieu thereof (*Effective*
 781 *October 1, 2002*):

782 (b) If the commissioner finds, upon investigation, that any motor

783 vehicle available for lease or rental in this state has been registered in
 784 another state for the purpose of evading, or the effect of which is the
 785 avoidance of, the motor vehicle laws of this state, for the purposes of
 786 paying a lower registration fee or evading the payment of any tax
 787 levied by this state or any Connecticut municipality, [he] said
 788 commissioner may, in [his] said commissioner's discretion, (1) prohibit
 789 the lease or rental of any such motor vehicle in this state, (2) require
 790 that such motor vehicle be registered in this state in accordance with
 791 the provisions of section 14-12, as amended by this act, (3) suspend or
 792 revoke a license to engage in such leasing or renting issued under the
 793 provisions of section 14-15, as amended by this act, or (4) require a
 794 licensee to furnish a bond in the amount of one thousand dollars for
 795 each vehicle registered in another state. If the commissioner finds upon
 796 investigation that any licensee has failed to satisfy its obligations for
 797 payment of municipal property taxes, the commissioner may, thirty
 798 days after the issuance of notice to such licensee, and after notice and
 799 an opportunity for a hearing in accordance with the provisions of
 800 chapter 54, suspend such license until all such obligations are satisfied.

801 Sec. 20. Subsection (b) of section 14-35 of the general statutes is
 802 repealed and the following is substituted in lieu thereof (*Effective July*
 803 *1, 2002*):

804 (b) [(1)] The applicant shall, instead of registering each motor
 805 vehicle owned by [him] such applicant or temporarily in [his] the
 806 applicant's custody, have issued to [him] such applicant by the
 807 commissioner a general distinguishing number. Thereupon, each
 808 motor vehicle owned by the applicant or temporarily in [his] the
 809 applicant's custody shall be regarded as registered under and having
 810 assigned to it the distinguishing number. [(2) The commissioner shall
 811 charge a fee at the rate of fifty-one dollars per annum for each number
 812 plate furnished for use on passenger motor vehicles or house trailers.
 813 On and after July 1, 1992, the fee shall be fifty-eight dollars. (3)] The
 814 commissioner shall charge a fee at the rate of [one hundred dollars per
 815 annum for each number plate furnished for use on trucks or other

816 motor vehicles with a commercial registration. On and after July 1,
817 1992, the fee shall be] one hundred fourteen dollars per annum for
818 each general distinguishing number.

819 Sec. 21. Section 14-51 of the general statutes is repealed and the
820 following is substituted in lieu thereof (*Effective October 1, 2002*):

821 [A "new car dealer"] (a) As used in this subpart (D):

822 (1) "New car dealer" includes any person, firm or corporation
823 engaged in the business of merchandising new motor vehicles under a
824 manufacturer's or importer's contract for each such make of vehicle
825 who may, incidental to such business, sell used motor vehicles and
826 repair motor vehicles. [or cause them to be repaired by qualified
827 persons in his employ. He shall be a person] Such person shall be
828 qualified to conduct such business [and have a suitable and adequate
829 place of business, which shall be determined to be such by the
830 commissioner. A "used car dealer"] in accordance with the
831 requirements of section 14-52a, as amended by this act.

832 (2) "Used car dealer" includes any person, firm or corporation
833 engaged in the business of merchandising motor vehicles other than
834 new who may, incidental to such business, repair motor vehicles. [or
835 cause them to be repaired by qualified persons in his employ. He shall
836 be a person] A used car dealer does not include any person, firm or
837 corporation engaged in the business of leasing or renting motor
838 vehicles that sells used motor vehicles incidental to its primary
839 business, if (A) such person, firm or corporation is licensed in
840 accordance with the provisions of section 14-15, as amended by this
841 act, (B) the motor vehicles that it offers for sale were formerly the
842 subject of one or more lease or rental agreements, to which it was a
843 party, and (C) the motor vehicles are not offered or advertised for sale
844 directly to the public. Such person shall be qualified to conduct such
845 business [and have a suitable and adequate place of business, which
846 shall be determined to be such by the commissioner. A "repairer"
847 includes any qualified person, having a suitable place of business] in

848 accordance with the requirements of section 14-52a, as amended by
849 this act.

850 (3) "Repairer" includes any person, firm or corporation qualified to
851 conduct such business in accordance with the requirements of section
852 14-52a, as amended by this act, having a suitable facility and having
853 adequate equipment, engaged in repairing, overhauling, adjusting,
854 assembling or disassembling any motor vehicle, but shall exclude a
855 person engaged in making repairs to tires, upholstering, glazing,
856 general blacksmithing, welding and machine work on motor vehicle
857 parts when parts involving such work are disassembled or
858 reassembled by a licensed repairer. [A "limited repairer"]

859 (4) "Limited repairer" includes any qualified person, having a
860 suitable place of business and adequate equipment engaged in the
861 business of minor repairs, including repairs and replacement of
862 cooling, electrical, fuel and exhaust systems, brake adjustments,
863 relining and repairs, wheel alignment and balancing, and repair and
864 replacement of shock absorbers. For the purpose of this section, the
865 place of business of a limited repairer shall be deemed to be suitable if
866 the building in which the work of the repairer is performed has space
867 capable of receiving at least one motor vehicle at any one time,
868 exclusive of a grease pit or rack, and has adequate space for an office
869 and for the storage of parts and accessories. A person shall be deemed
870 capable of performing the duties of a limited repairer if he is, in the
871 opinion of the commissioner, a qualified mechanic who has a thorough
872 knowledge of the services to be rendered, or has a certificate of
873 completion of a specialized course from a service school approved by
874 the commissioner, or satisfactory proof of previous employment by a
875 licensed repairer for a period of three years, or has successfully passed
876 an examination given by the Department of Motor Vehicles.

877 (b) The lubricating of motor vehicles, adding or changing of oil or
878 other motor vehicle fluids, changing of tires and tubes, including the
879 balancing of wheels, or installing of batteries or light bulbs, windshield

880 wiper blades, [spark plugs, fan] or drive belts [or other similar service
881 incidental to the sale of motor vehicle fuels] shall not be construed as
882 [constituting the holder of a gasoline pump license in this state a
883 repairer] the repairing of motor vehicles under the provisions of this
884 [subdivision] subpart (D).

885 Sec. 22. Section 14-52 of the general statutes is repealed and the
886 following is substituted in lieu thereof (*Effective October 1, 2002*):

887 (a) No person, firm or corporation may engage in the business of the
888 buying, selling, offering for sale or brokerage of any motor vehicle or
889 the repairing of any motor vehicle without having been issued either a
890 new car dealer's, a used car dealer's, a repairer's or a limited repairer's
891 license. The license fee for each such license, payable to the
892 Commissioner of Motor Vehicles, shall be as follows: (1) New motor
893 vehicle dealer, [five hundred sixty dollars, and on and after July 1,
894 1993,] seven hundred dollars; (2) used motor vehicle dealer, [four
895 hundred fifty dollars, and on and after July 1, 1993,] five hundred sixty
896 dollars; and (3) repairer or limited repairer, [two hundred seventy
897 dollars, and on and after July 1, 1993,] three hundred forty dollars.
898 [Each of said fees shall be paid to the Commissioner of Motor
899 Vehicles.] Each such license shall be renewed biennially according to
900 renewal schedules established by the commissioner so as to effect
901 staggered renewal of all such licenses. If the adoption of a staggered
902 system results in the expiration of any license more or less than one
903 year from its issuance, the commissioner may charge a prorated
904 amount for such license fee. Not less than forty-five days prior to the
905 date of expiration of each such license, the commissioner shall mail to
906 each licensee an application for renewal. Any licensee which has not
907 filed the application for renewal accompanied by the prescribed fee
908 prior to the date of expiration of its license shall cease to engage in
909 business. An application for renewal filed with the commissioner after
910 the date of expiration shall be accompanied by a late fee of one
911 hundred dollars. The commissioner shall not renew any license under
912 this subsection which has expired for more than forty-five days.

913 (b) (1) [Each] Except as provided in subsection (c) of this section,
914 each applicant for a repairer's or a limited repairer's license shall
915 furnish a surety bond in the amount of five thousand dollars.

916 (2) [Each] Except as provided in subsection (c) of this section, each
917 applicant for a new car dealer's or a used car dealer's license shall
918 furnish a surety bond in the amount of twenty thousand dollars.

919 (3) Each applicant for a leasing or rental license issued pursuant to
920 section 14-15, as amended by this act, who is engaged in the leasing or
921 renting of motor vehicles for periods of thirty days or more shall
922 furnish a surety bond in the amount of ten thousand dollars.

923 (4) Each such bond required under subdivisions (1) to (3), inclusive,
924 of this subsection shall be conditioned upon the applicant or licensee
925 complying with the provisions of any state or federal law or regulation
926 relating to the conduct of such business and provided as indemnity for
927 any loss sustained by any person by reason of any acts of the licensee
928 constituting grounds for suspension or revocation of the license or
929 such licensee going out of business. Such bond shall be executed in the
930 name of the state of Connecticut for the benefit of any aggrieved party,
931 but the penalty of the bond shall not be invoked except upon order of
932 the commissioner after a hearing held before [him] said commissioner
933 in accordance with the provisions of chapter 54.

934 (c) The commissioner may request information from any applicant
935 for a repairer's license or used car dealer's license concerning the
936 financial status and ability of such applicant to comply with the
937 requirements of this subpart and the regulations adopted thereunder.
938 The commissioner shall review such information to determine if the
939 applicant has sufficient financial resources to conduct the business in a
940 manner consistent with the reasonable security and protection of its
941 customers in regard to the duties and responsibilities imposed by the
942 provisions of this subpart and the regulations adopted thereunder. The
943 commissioner may refuse to issue a license if the applicant fails to
944 provide any such information requested or, if, after review by the

945 commissioner, the commissioner is not satisfied as to such applicant's
 946 financial status. The commissioner may, in any case deemed
 947 appropriate, grant a license on condition that the applicant post a
 948 surety bond, in accordance with the provisions of subsection (b) of this
 949 section, in an amount prescribed by the commissioner that is greater
 950 than the minimum amount required by the applicable provisions of
 951 said subsection (b). Any applicant aggrieved by any decision of the
 952 commissioner made pursuant to this subsection shall be afforded an
 953 opportunity for hearing in accordance with the provisions of chapter
 954 54. The commissioner may adopt regulations in accordance with
 955 chapter 54 to carry out the provisions of this subsection.

956 [(c)] (d) Any person, firm or corporation engaging in the business of the
 957 buying, selling, offering for sale or brokerage of any motor vehicle
 958 or of the repairing of any motor vehicle without a license shall be
 959 guilty of a class B misdemeanor.

960 [(d)] (e) The Commissioner of Motor Vehicles shall transmit to the
 961 Commissioners of Revenue Services and Environmental Protection a
 962 summary of any complaint that [he] the Commissioner of Motor
 963 Vehicles receives alleging that a person, firm or corporation is
 964 engaging in the business of the buying, selling, offering for sale or
 965 brokerage of any motor vehicle or of the repairing of any motor vehicle
 966 without a license.

967 Sec. 23. Section 14-52a of the general statutes is repealed and the
 968 following is substituted in lieu thereof (*Effective October 1, 2002*):

969 [(a)] The commissioner may, after notice and hearing, refuse to
 970 grant or renew a license to a person, firm or corporation to engage in
 971 the business of selling or repairing motor vehicles pursuant to the
 972 provisions of section 14-52, as amended by this act, if the applicant for
 973 or holder of such a license, or an officer or major stockholder if the
 974 applicant or licensee is a firm or corporation, has been convicted of a
 975 violation of any provision of laws pertaining to the business of a motor
 976 vehicle dealer or repairer including a motor vehicle recycler, or of any

977 violation involving fraud, larceny or deprivation or misappropriation
 978 of property, in the courts of the United States or of any state. At the
 979 time of application for or renewal of such a license, each applicant or
 980 licensee shall make full disclosure of any such conviction within the
 981 last five years.

982 [(b) The commissioner shall not refuse to grant or renew a repairer's
 983 or limited repairer's license on the ground that (1) any licensed activity
 984 shall be conducted by the licensee on real property on which shall also
 985 be located one or more other businesses, enterprises or activities,
 986 whether or not licensed under section 14-319, owned or operated by
 987 one or more persons, firms or corporations, other than the licensee, or
 988 (2) the licensee shall make use of any common areas or facilities
 989 together with the owner or operator of any such other business,
 990 enterprise or activity.]

991 Sec. 24. Section 14-52b of the general statutes is repealed and the
 992 following is substituted in lieu thereof (*Effective October 1, 2002*):

993 (a) In the event a manufacturer licensed in accordance with the
 994 provisions of section 14-67a cancels, terminates or fails to renew any
 995 franchise, as defined in section 42-133r, with a new car dealer, as
 996 defined in section 14-51, as amended by this act, the Commissioner of
 997 Motor Vehicles, upon receipt of written notice of such action by the
 998 manufacturer, shall, unless the dealer holds one or more additional
 999 franchises, demand that such new car dealer surrender [his] such
 1000 license to the commissioner. If such action is contested by such dealer
 1001 in accordance with the provisions of sections 42-133r to 42-133ee,
 1002 inclusive, the commissioner shall not demand surrender of such
 1003 license, and no replacement motor vehicle dealer shall be named for
 1004 the dealer's point or location, except in accordance with subdivision
 1005 (10) of section 42-133cc, until the proceedings to contest such action by
 1006 the manufacturer are finally determined after all means of
 1007 administrative, judicial and appellate review have been exhausted and
 1008 the decision is adverse to the dealer.

1009 (b) No person, firm or corporation licensed as a manufacturer in
1010 accordance with the provisions of section 14-67a may be the holder of a
1011 new or used car dealer license issued in accordance with the
1012 provisions of section 14-52, as amended by this act, except that a
1013 manufacturer may operate as a dealer on a temporary basis in
1014 accordance with the provisions of subdivision (8) of section 42-133cc.
1015 The provisions of this subsection shall apply to any firm or corporation
1016 that is owned or controlled by a manufacturer, as determined by the
1017 commissioner. Any applicant for a new or used car dealer license that
1018 is denied a license under the provisions of this subsection shall be
1019 entitled to a hearing in accordance with the provisions of chapter 54.

1020 (c) Notwithstanding the provisions of subsection (b) of this section,
1021 the commissioner may issue a used car dealer's license to a person,
1022 firm or corporation, owned or controlled by a manufacturer, engaged
1023 primarily in the business of rental of motor vehicles and industrial and
1024 construction equipment, provided: (1) Motor vehicles offered for sale
1025 by any such person, firm or corporation are limited to motor vehicles
1026 that have been previously used exclusively and regularly in the
1027 conduct of the business or motor vehicles traded in by purchasers of
1028 such previously used motor vehicles, (2) any warranty repairs
1029 performed by such person, firm or corporation are limited to motor
1030 vehicles that such person, firm or corporation owns, has previously
1031 owned, or has taken in trade, and (3) any retail financing provided or
1032 arranged by such person, firm or corporation is limited to vehicles sold
1033 by such person, firm or corporation.

1034 (d) The commissioner may extend the period of a license issued to a
1035 manufacturer to operate a dealership on a temporary basis, in
1036 accordance with the provisions of subsection (b) of this section and
1037 subdivision (8) of section 42-133cc, as amended by this act, for not
1038 more than one additional year, up to a maximum period of two years,
1039 if the commissioner is satisfied that such manufacturer has made and
1040 is continuing to make bona fide efforts to sell and transfer the
1041 dealership to a person, firm or corporation that is qualified to hold a

1042 new or used dealer's license.

1043 Sec. 25. Section 14-55 of the general statutes is repealed and the
1044 following is substituted in lieu thereof (*Effective October 1, 2002*):

1045 In any town, city or borough the local authorities referred to in
1046 section 14-54 shall, upon receipt of an application for a certificate of
1047 approval referred to in said section, assign the same for hearing within
1048 sixty-five days of the receipt of such application. Notice of the time and
1049 place of such hearing shall be published in a newspaper having a
1050 general circulation in such town, city or borough at least twice, at
1051 intervals of not less than two days, the first not more than fifteen, nor
1052 less than ten days, and the last not less than two days before the date
1053 of such hearing and sent by certified mail to the applicant not less than
1054 fifteen days before the date of such hearing. All decisions on such
1055 certificate of approval shall be rendered within sixty-five days of such
1056 hearing. The applicant may consent to one or more extensions of any
1057 period specified in this section, provided the total extension of any
1058 such period shall not be for longer than the original period as specified
1059 in this section. The reasons for granting or denying such application
1060 shall be stated by the board or official. Notice of the decision shall be
1061 published in a newspaper having a general circulation in such town,
1062 city or borough and sent by certified mail to the applicant within
1063 fifteen days after such decision has been rendered. Such applicant shall
1064 pay a fee of ten dollars, together with the costs of publication and
1065 expenses of such hearing, to the treasurer of such town, city or
1066 borough. No such certificate shall be issued until the application has
1067 been approved and such location has been found suitable for the
1068 business intended, with due consideration to its location in reference to
1069 schools, churches, theaters, traffic conditions, width of highway and
1070 effect on public travel. [In any case in which such approval has been
1071 previously granted for any location, the local authority may, in its
1072 discretion, waive the requirement of a hearing on a subsequent
1073 application. In addition, the local authority may, in its discretion,
1074 waive the requirement of a hearing on an application wherein the

1075 previously approved location of a place of business is to be enlarged to
1076 include adjoining or adjacent property.]

1077 Sec. 26. Section 14-57 of the general statutes is repealed and the
1078 following is substituted in lieu thereof (*Effective October 1, 2002*):

1079 Any person aggrieved by the performance of any act provided for in
1080 this subdivision (D) by such local authority [or by the commissioner]
1081 may take an appeal therefrom to the superior court for the judicial
1082 district within which such town or city is situated, or in accordance
1083 with the provisions of section 4-183. [, except venue for such appeal
1084 shall be in the judicial district of New Britain if such act was performed
1085 by the commissioner.] Any such appeal shall be privileged.

1086 Sec. 27. Section 14-58 of the general statutes is repealed and the
1087 following is substituted in lieu thereof (*Effective October 1, 2002*):

1088 (a) Each new car dealer, used car dealer or repairer before engaging
1089 in such business shall make a separate sworn application to the
1090 commissioner for a license to engage in such business in each place of
1091 business conducted by [him] such dealer. The application shall include
1092 any information that may be required by the commissioner on blanks
1093 to be furnished by [him] said commissioner. Each application shall be
1094 accompanied by a fee of one hundred forty dollars for each place of
1095 business conducted by the applicant, together with the [annual] fee for
1096 the type of license for which [he] the applicant is making application,
1097 and such fee or fees shall not be subject to prorating and shall not be
1098 subject to refund. [On and after July 1, 1985, such application fee shall
1099 be sixty dollars, on and after July 1, 1989, ninety dollars, on and after
1100 July 1, 1991, one hundred thirteen dollars, and on and after July 1,
1101 1993, one hundred forty dollars.] No such license shall be transferable.
1102 When such licensee adds buildings or adjacent land to [his] such
1103 licensee's licensed place of business, [he shall apply to the
1104 commissioner for inclusion of such building or land in his license to
1105 engage in such business. Such additions to an existing license shall be
1106 considered as the same place of business of the licensee and no

1107 additional license fee shall be required by the commissioner] the
1108 commissioner may require the licensee to furnish satisfactory evidence
1109 of compliance with the provisions of sections 14-54 and 14-55, as
1110 amended by this act, or with other applicable provisions of law,
1111 administered by the municipality wherein such business is located,
1112 concerning building or zoning requirements. When a change of officers
1113 of a corporation engaged in such business is made, a notice of the
1114 change shall be sent to the commissioner within a period of fifteen
1115 days from the date of the change. The commissioner may suspend the
1116 license of any corporation, after notice and hearing, when the newly
1117 appointed or elected officers cannot be considered as qualified to
1118 conduct the business as provided in section 14-51. Each such licensee
1119 shall, instead of registering each motor vehicle owned by [him] such
1120 licensee or temporarily in [his] such licensee's custody, make
1121 application to the commissioner for a general distinguishing number
1122 and mark, and the commissioner may issue to the applicant a
1123 certificate or certificates of registration containing the distinguishing
1124 number and mark assigned to such applicant, and made in a form and
1125 containing any further information that the commissioner may
1126 determine, and, thereupon, each motor vehicle owned by the applicant
1127 or temporarily in [his] the applicant's custody shall be regarded as
1128 registered under and having assigned to it such general distinguishing
1129 number and mark until sold. For the registration of all motor vehicles,
1130 registered under a general distinguishing number and mark, the
1131 commissioner shall charge a fee at the rate of twenty dollars per
1132 annum or any part thereof for each number plate furnished. On and
1133 after July 1, 1985, the fee shall be thirty dollars, on and after July 1,
1134 1989, forty-five dollars, on and after July 1, 1991, fifty-six dollars, and
1135 on and after July 1, 1993, seventy dollars. No new car dealer may be
1136 issued more than one such registration for each ten sales transactions
1137 in a year or no repairer or limited repairer may be issued more than
1138 three registrations in a year, unless such licensee makes application for
1139 an additional registration to the commissioner, in such form and
1140 containing such information as [he] the commissioner may require to

1141 substantiate such request. No used car dealer may be issued more than
1142 three such registrations in a year, provided an additional registration
1143 may be issued for each ten sales transactions in excess of thirty such
1144 transactions upon submission of such application for an additional
1145 registration. The commissioner may issue to each such licensee such
1146 additional registrations as [he] the commissioner deems necessary.
1147 Registration certificates issued under the provisions of this section
1148 shall not be required to be carried upon such motor vehicles when
1149 upon the public highways as required under subsection (a) of section
1150 14-13, except that the licensee shall issue to each person driving such
1151 motor vehicle a document indicating that such person is validly
1152 entrusted with such vehicle which document shall be carried in the
1153 motor vehicle. The commissioner shall determine the form and
1154 contents of this document. Legible photostatic copies of such
1155 registration certificates may be carried in such vehicles as proof of
1156 ownership. The licensee shall furnish financial responsibility
1157 satisfactory to the commissioner as defined in section 14-112, provided
1158 such financial responsibility shall not be required from a licensee when
1159 the commissioner finds that the licensee is of sufficient financial
1160 responsibility to meet such legal liability. The commissioner may issue
1161 such license upon presentation of evidence of such financial
1162 responsibility satisfactory to [him] the commissioner.

1163 (b) Each such licensee shall, instead of registering each motor
1164 vehicle owned by [him] the licensee or temporarily in [his] the
1165 licensee's custody, make application to the commissioner for a general
1166 distinguishing number and mark, and the commissioner may issue to
1167 the applicant a certificate or certificates of registration containing the
1168 distinguishing number and mark assigned to such applicant, and
1169 made in a form and containing any further information that the
1170 commissioner may determine, and, thereupon, each motor vehicle
1171 owned by the applicant or temporarily in [his] such applicant's
1172 custody shall be regarded as registered under and having assigned to
1173 it such general distinguishing number and mark until sold. For the
1174 registration of all motor vehicles, registered under a general

1175 distinguishing number and mark, the commissioner shall charge a fee
1176 at the rate of [twenty dollars per annum or any part thereof for each
1177 number plate furnished. On and after July 1, 1985, the fee shall be
1178 thirty dollars, on and after July 1, 1989, forty-five dollars, on and after
1179 July 1, 1991, fifty-six dollars, and on and after July 1, 1993,] seventy
1180 dollars per year. No new car dealer may be issued more than one such
1181 registration for each ten sales transactions in a year or no repairer or
1182 limited repairer may be issued more than three registrations in a year,
1183 unless such licensee makes application for an additional registration to
1184 the commissioner, in such form and containing such information as
1185 [he] said commissioner may require to substantiate such request. No
1186 used car dealer may be issued more than three such registrations in a
1187 year, provided an additional registration may be issued for each ten
1188 sales transactions in excess of thirty such transactions upon submission
1189 of such application for an additional registration. The commissioner
1190 may withdraw any registration previously issued, or may limit the
1191 number of registrations which any licensee is eligible to receive or to
1192 hold, in any case where the licensee has been found to be in violation
1193 of any of the provisions of section 14-64, as amended by this act. The
1194 commissioner may issue to each such licensee such additional
1195 registrations as [he] the commissioner deems necessary. Registration
1196 certificates issued under the provisions of this section shall not be
1197 required to be carried upon such motor vehicles when upon the public
1198 highways as required under subsection (a) of section 14-13, except that
1199 the licensee shall issue to each person driving such motor vehicle a
1200 document indicating that such person is validly entrusted with such
1201 vehicle which document shall be carried in the motor vehicle. The
1202 commissioner shall determine the form and contents of this document.
1203 Legible photostatic copies of such registration certificates may be
1204 carried in such vehicles as proof of ownership. The licensee shall
1205 furnish financial responsibility satisfactory to the commissioner, as
1206 defined in section 14-112, provided such financial responsibility shall
1207 not be required from a licensee when the commissioner finds that the
1208 licensee is of sufficient financial responsibility to meet such legal

1209 liability. The commissioner may issue such license upon presentation
1210 of evidence of such financial responsibility satisfactory to [him] said
1211 commissioner.

1212 Sec. 28. Section 14-63 of the general statutes is repealed and the
1213 following is substituted in lieu thereof (*Effective October 1, 2002*):

1214 (a) The commissioner may make, alter or repeal regulations
1215 governing the administration of all statutes relating to the license and
1216 business of dealers and repairers [after notice and hearing, provided
1217 such regulations shall not require the place of business of a repairer to
1218 have more than two bays] in accordance with the provisions of chapter
1219 54. Each such regulation shall become effective ten days after a copy
1220 thereof has been mailed to all licensees affected thereby.

1221 (b) The Commissioner of Motor Vehicles shall adopt regulations in
1222 accordance with the provisions of chapter 54 establishing (1) a
1223 procedure whereby customers of dealers and repairers may file
1224 complaints with the Department of Motor Vehicles concerning the
1225 operations of and services provided by any such licensees, and (2) a
1226 procedure specifying the circumstances under which a licensee may
1227 stipulate to a complaint and waive [his] such licensee's right to an
1228 administrative hearing. Such regulations shall provide for the
1229 commissioner to contact each licensee that is the subject of a complaint
1230 in order to notify such licensee of the complaint and to relate to such
1231 licensee the particular matters alleged by the complainant. The
1232 commissioner shall attempt to mediate a voluntary resolution of the
1233 complaint acceptable to the complainant and the licensee. Such
1234 regulations shall also provide that, if an acceptable resolution to the
1235 complaint is not achieved, the commissioner shall complete the
1236 commissioner's investigation of the facts and shall, if the commissioner
1237 has reason to believe that the licensee has violated any provision of
1238 section 14-64, as amended by this act, proceed to take any action
1239 authorized under the provisions of section 14-64, as amended by this
1240 act. If, after such an investigation, the commissioner elects not to take

1241 action against the licensee, the commissioner shall notify both the
 1242 complainant and the licensee in writing. Such notice shall include a
 1243 brief statement of the reasons why the commissioner has taken no
 1244 action. The commissioner shall also inform the complainant and the
 1245 licensee that an unresolved complaint exists and that, unless the
 1246 commissioner has determined that the allegations, even if true, fail to
 1247 state a violation of applicable statutory or regulatory standards, the
 1248 same shall be recorded in the records of the department pertaining to
 1249 such licensee until such time as the licensee submits to the
 1250 commissioner satisfactory evidence, signed by the complainant or the
 1251 complainant's attorney, that the claim has been resolved by agreement
 1252 with the complainant or submits to the department satisfactory
 1253 evidence of final adjudication in favor of such licensee. An agreement
 1254 between the licensee and the complainant shall not preclude the
 1255 commissioner from proceeding to take action if the commissioner has
 1256 reason to believe that the licensee has violated any provision of section
 1257 14-64, as amended by this act. A decision by the commissioner not to
 1258 take action against the licensee shall be without prejudice to the claim
 1259 of the customer; and neither the fact that the department has
 1260 determined not to proceed nor the notice furnished to the parties, in
 1261 accordance with this subsection, shall be admissible in any civil action.

1262 Sec. 29. Section 14-64 of the general statutes is repealed and the
 1263 following is substituted in lieu thereof (*Effective October 1, 2002*):

1264 The commissioner may suspend or revoke the license or licenses of
 1265 any licensee or impose a civil penalty of not more than one thousand
 1266 dollars for each violation on any licensee or both, when, after notice
 1267 and hearing, [he] the commissioner finds that the licensee (1) has
 1268 [violated] been convicted of a violation of, or has failed to comply with
 1269 the terms of a final decision and order of any other state department or
 1270 federal agency concerning any provision of any statute or regulation
 1271 [of any state or any federal statute or regulation] pertaining to [his] its
 1272 business as a licensee; or (2) has failed to maintain such records of
 1273 transactions concerning the purchase, sale or repair of motor vehicles

1274 or major component parts, as required by such regulations as shall be
1275 adopted by the commissioner, for a period of two years after such
1276 purchase, sale or repairs, provided the records shall include the vehicle
1277 identification number and the name and address of the person from
1278 whom each vehicle or part was purchased and to whom each vehicle
1279 or part was sold, if a sale occurred; or (3) has failed to allow inspection
1280 of such records by the commissioner or [his] the commissioner's
1281 representative during normal business hours, provided written notice
1282 stating the purpose of the inspection is furnished to the licensee, or has
1283 failed to allow inspection of such records by any representative of the
1284 Division of State Police within the Department of Public Safety or any
1285 organized local police department, which inspection may include
1286 examination of the premises to determine the accuracy of such records;
1287 or (4) has made a false statement as to the condition, prior ownership
1288 or prior use of any motor vehicle sold, exchanged, transferred, offered
1289 for sale or repaired if the licensee knew or should have known that
1290 such statement was false; or (5) is not qualified to conduct the licensed
1291 business, applying the standards of section 14-51, as amended by this
1292 act, and the applicable regulations; or (6) has violated any provision of
1293 sections 42-221 to 42-226, inclusive; or (7) has failed to fully execute or
1294 provide the buyer with (A) an order as described in section 14-62, (B)
1295 the properly assigned certificate of title, or (C) a temporary transfer or
1296 new issue of registration; or (8) has failed to deliver a motor vehicle
1297 free and clear of all liens, unless written notification is given to the
1298 buyer stating such motor vehicle shall be purchased subject to a lien; or
1299 (9) has violated any provision of sections 14-65f to 14-65j, inclusive; [.
1300 Where the commissioner has made such finding, he shall require the
1301 licensee, as a condition to his continued licensure or the reinstatement
1302 of the license following its suspension or revocation, to furnish to the
1303 commissioner a bond satisfactory to him in the amount of one
1304 thousand dollars, conditioned upon compliance with all laws
1305 pertaining to the business of the licensee and the regulations of the
1306 commissioner, which bond may be forfeited for further violation and
1307 the claim arising therefrom shall be settled or compromised subject to

1308 the approval of the commissioner. The commissioner shall return any
 1309 bond furnished pursuant to this section if one year has elapsed from
 1310 the date the bond was filed with the commissioner and no finding has
 1311 been made by him of additional violations and no hearing is pending
 1312 which could result in the forfeiture of the bond or if the licensee is no
 1313 longer engaged in the business for which he was licensed. The] or (10)
 1314 has used registration number plates issued by the commissioner, in
 1315 violation of the provisions and standards set forth in sections 14-59
 1316 and 14-60 and the applicable regulations. In addition to, or in lieu of
 1317 the imposition of any other penalties authorized by this section, the
 1318 commissioner may [also] order any such licensee to make restitution to
 1319 any aggrieved customer.

1320 Sec. 30. (NEW) (*Effective from passage*) The Commissioner of Motor
 1321 Vehicles may permit any motor vehicle dealer who is authorized to
 1322 issue temporary registrations, in accordance with the provisions of
 1323 subsection (c) of section 14-12 of the general statutes, as amended, and
 1324 section 14-61 of the general statutes, as amended, to file the application
 1325 for the permanent registration and the certificate of title by means of
 1326 an electronic transmission of an electronic record. Such permission, as
 1327 may be granted by the commissioner to any dealer, shall be subject to
 1328 adherence by such dealer with procedures to ensure the timely
 1329 payment of all applicable fees and tax remittances.

1330 Sec. 31. Subsection (e) of section 14-73 of the general statutes is
 1331 repealed and the following is substituted in lieu thereof (*Effective*
 1332 *October 1, 2002*):

1333 (e) The licensee shall be reexamined [prior to the issuance of a
 1334 renewal of his instructor's license or at any time during the license
 1335 period that an examination would, in the opinion of the commissioner,
 1336 be in the interest of public welfare and safety] periodically in
 1337 accordance with standards specified in regulations adopted under
 1338 section 14-78. Persons licensed for the first time as instructors [after
 1339 January 1, 1972,] shall, in the three years following their initial

1340 licensure, attend seminars, annually, in traffic safety sponsored by the
 1341 Department of Motor Vehicles or take an advanced instructor course of
 1342 not less than forty-five clock hours in traffic safety. The course shall
 1343 have been approved by the commissioner. Proof of compliance with
 1344 the requirement for attendance at seminars or the taking of instruction
 1345 shall be made before license renewals are issued. The seminars shall be
 1346 self-sustaining.

1347 Sec. 32. Subsection (a) of section 14-99h of the general statutes is
 1348 repealed and the following is substituted in lieu thereof (*Effective from*
 1349 *passage*):

1350 (a) Each new car dealer or used car dealer, as defined in section 14-
 1351 51, or lessor licensed under the provisions of section 14-15 shall offer
 1352 the purchaser or lessee of a new or used motor vehicle, at the time of
 1353 sale or lease, the optional service of etching the complete identification
 1354 number of the vehicle on a lower corner of the windshield and on each
 1355 side or rear window in such vehicle. Each such dealer or lessor may
 1356 etch the complete identification number of a motor vehicle on any such
 1357 vehicle in its inventory prior to its sale or lease provided it specifies the
 1358 charge for such service separately on the [label required by the federal
 1359 Automobile Information Disclosure Act, 15 USC 1231 et seq] order for
 1360 the sale of the motor vehicle as prescribed by the provisions of section
 1361 14-62.

1362 Sec. 33. Subdivision (8) of section 42-133cc of the general statutes is
 1363 repealed and the following is substituted in lieu thereof (*Effective*
 1364 *October 1, 2002*):

1365 (8) Unfairly compete with a dealer in the same line make operating
 1366 under an agreement or franchise from such manufacturer or
 1367 distributor in the relevant market area. A manufacturer or distributor
 1368 shall not, however, be deemed to be competing when operating a
 1369 dealership for a temporary period not to exceed one year, or such
 1370 additional period of time as may be permitted by the Commissioner of
 1371 Motor Vehicles, in accordance with the provisions of section 14-52b, as

1372 amended by this act, or in a bona fide retail operation which is for sale
1373 to any qualified person at a fair and reasonable price, or in a bona fide
1374 relationship in which an independent person has made a significant
1375 investment subject to loss in the dealership and can reasonably expect
1376 to acquire full ownership of such dealership on reasonable terms and
1377 conditions.

1378 Sec. 34. (NEW) (*Effective January 1, 2003*) As used in sections 34 to 43,
1379 inclusive, of this act, the following terms and their derivatives shall
1380 have the following meanings:

1381 (1) "Administrative action" means a final determination by a duly
1382 authorized administrative agency that a person has violated laws
1383 related to the operation of a motor vehicle, or that a person is incapable
1384 of safely operating a motor vehicle;

1385 (2) "Citation" means any summons, complaint or other official
1386 document issued to a person by a duly authorized law enforcement
1387 officer or judicial official for any violation relating to conduct to be
1388 reported under the driver license agreement;

1389 (3) "Conviction" shall have the meaning stated in subdivision (16) of
1390 subsection (a) of section 14-1 of the general statutes, as amended by
1391 this act, and shall include a judgment by default, or in absentia;

1392 (4) "Driver control record" means the driving history record
1393 maintained by the jurisdiction of record in accordance with the driver
1394 license agreement;

1395 (5) "Failure to comply" means failure to appear or to answer a
1396 citation in the manner required by law or the failure to pay fines,
1397 penalties or costs related to the disposition of the violation for which
1398 the citation has been issued;

1399 (6) "Jurisdiction" means a state, territory or possession of the United
1400 States, the District of Columbia, a territory or province of Canada or
1401 any state of the Republic of Mexico or the federal district of Mexico;

1402 (7) "Jurisdiction of record" means the jurisdiction that has issued the
1403 last driver's license to a person or if the person has not been issued a
1404 driver's license, the jurisdiction of the person's most current address, as
1405 shown on the citation, or record of conviction or on any associated
1406 report;

1407 (8) "License", "driver's license" or "operator's license" means an
1408 authorization or privilege to operate a motor vehicle in accordance
1409 with the laws of a jurisdiction that is recognized by all member
1410 jurisdictions;

1411 (9) "Licensing authority" means the official organization or entity
1412 responsible for administering the driver licensing laws of a member
1413 jurisdiction, and with reference to this state, means the Commissioner
1414 of Motor Vehicles;

1415 (10) "Member jurisdiction" means a jurisdiction that has entered into
1416 the driver license agreement; and

1417 (11) "Withdrawal" means the suspension, revocation, cancellation or
1418 denial of a license or motor vehicle registration or of the privilege to
1419 operate a motor vehicle or to obtain a license or registration.

1420 Sec. 35. (NEW) (*Effective January 1, 2003*) The Commissioner of
1421 Motor Vehicles may enter into a driver license agreement with any and
1422 all of the other states legally joining in such agreement. The
1423 commissioner may exercise the powers and duties conferred by the
1424 provisions of sections 34 to 43, inclusive, of this act and may adopt
1425 regulations, in accordance with the provisions of chapter 54 of the
1426 general statutes, as necessary to meet the obligations of membership
1427 and to fully participate with other member states in the driver license
1428 agreement.

1429 Sec. 36. (NEW) (*Effective January 1, 2003*) This state and the other
1430 party states to the driver license agreement find and declare that:

1431 (1) Each driver shall have one driver's license issued by a

1432 jurisdiction, that is recognized by all member jurisdictions, and shall
1433 have one driver control record;

1434 (2) All efforts shall be made to strengthen cooperation among
1435 member jurisdictions so that all drivers are required to answer charges
1436 of violation of motor vehicle and traffic laws, and to comply with the
1437 procedures for the disposition of such charges, regardless of the
1438 jurisdiction where any such violation occurs;

1439 (3) Reciprocal recognition of driver's licenses and of motor vehicle
1440 and traffic violations related to highway safety shall be facilitated, for
1441 the benefit of all member jurisdictions;

1442 (4) Compliance by each driver with all provisions of law pertaining
1443 to the safe operation of a motor vehicle shall be required as a condition
1444 to the issuance and to the retention of a driver's license;

1445 (5) Conviction of a driver or owner for any motor vehicle and traffic
1446 violation related to highway safety in any jurisdiction shall be treated
1447 as if the violation had occurred in the jurisdiction of record, for the
1448 purpose of maintaining the driver control record and of imposing
1449 administrative sanctions, as authorized by law;

1450 (6) All drivers shall be allowed to proceed on their way and shall
1451 not be required to appear in person before a court or other tribunal,
1452 regardless of their jurisdiction of record, after having been issued a
1453 citation for certain motor vehicle and traffic violations;

1454 (7) All efforts shall be made to achieve greater uniformity among all
1455 member jurisdictions regarding the exchange of information on
1456 drivers, licenses, and driver control records, including convictions of
1457 violations and license withdrawal actions; and

1458 (8) All member jurisdictions shall act in the best interests of
1459 highway safety and in a spirit of mutual cooperation to attain and
1460 monitor compliance with the driver license agreement and to resolve
1461 any dispute that may arise, at the administrative agency level of

1462 authority and decision-making.

1463 Sec. 37. (NEW) (*Effective January 1, 2003*) (a) Upon application for a
 1464 motor vehicle operator's license, the Commissioner of Motor Vehicles
 1465 shall determine whether the applicant has ever held, or is the holder
 1466 of, a license issued by any other jurisdiction. The commissioner shall
 1467 not issue a license to any applicant whose license is withdrawn in any
 1468 other member jurisdiction for any conviction or administrative action
 1469 required to be reported under the driver license agreement, as
 1470 evidenced by the driver control record. The commissioner shall not
 1471 issue a license to any applicant who is the subject of a notice of failure
 1472 to comply, as reported by any other member jurisdiction. If the
 1473 applicant is the holder of any unexpired license issued by another
 1474 jurisdiction, the commissioner shall not issue a license unless the
 1475 applicant surrenders such license document previously issued by such
 1476 jurisdiction.

1477 (b) Notwithstanding the provisions of subsection (a) of this section,
 1478 the commissioner may issue a class 1 or class 2 operator's license, or a
 1479 motorcycle operator's license, to an applicant who is the subject of a
 1480 withdrawal of a commercial driver's license in any other member
 1481 jurisdiction if the conduct on which such withdrawal is based would
 1482 not have resulted in the withdrawal of the privilege to operate any
 1483 motor vehicle other than a commercial motor vehicle.

1484 (c) Notwithstanding the provisions of subsection (a) of this section,
 1485 the commissioner may issue a motor vehicle operator's license to (1) an
 1486 applicant who is the subject of a withdrawal that occurred five years or
 1487 more before the date of application, or (2) an applicant whose license
 1488 has been withdrawn for the period of time required by the jurisdiction
 1489 of record, but whose license has not been returned or restored by such
 1490 jurisdiction due to the failure or the alleged failure to fulfill
 1491 reinstatement requirements, pertaining to the filing of proof of
 1492 financial responsibility or necessitating personal attendance in such
 1493 jurisdiction including, but not limited, to a requirement to complete an

1494 education or treatment program. In exercising the discretion to grant
1495 or deny an application for a license as conferred by the provisions of
1496 this subsection, the commissioner shall review and consider the entire
1497 driver control record of the applicant, and may require additional
1498 information and references from the applicant such as will attest to the
1499 applicant's present fitness and capability to safely operate a motor
1500 vehicle.

1501 Sec. 38. (NEW) (*Effective January 1, 2003*) (a) The Commissioner of
1502 Motor Vehicles shall maintain a driver control record for each person
1503 who has been issued a motor vehicle operator's license, until such time
1504 as the commissioner is notified by another member jurisdiction that
1505 such person has surrendered such license and has been issued a license
1506 by such other jurisdiction.

1507 (b) Upon notification of issuance of a license by another member
1508 jurisdiction, in accordance with subsection (a) of this section, the
1509 commissioner shall transfer the driver control record to the driver
1510 licensing authority of such new jurisdiction of record within thirty
1511 days.

1512 (c) Each driver control record shall contain the information
1513 prescribed by the commissioner, in accordance with the terms of the
1514 driver license agreement and as set forth in regulations adopted by the
1515 commissioner in accordance with the provisions of chapter 54 of the
1516 general statutes.

1517 (d) The commissioner shall maintain a record as to all convictions
1518 and administrative actions for motor vehicle and traffic violations
1519 committed in this state, and for any cases of failure to comply, as
1520 reported to the commissioner in accordance with the provisions of
1521 sections 14-140 and 14-141 of the general statutes, by any person who
1522 has not been issued a motor vehicle or motorcycle operator's license by
1523 the commissioner or by the licensing authority of any other member
1524 jurisdiction, or whose license has expired or been cancelled. The
1525 commissioner shall transmit such record to such licensing authority of

1526 another jurisdiction, upon notification of the issuance of a license to
1527 such person.

1528 Sec. 39. (NEW) (*Effective January 1, 2003*) (a) The Centralized
1529 Infractions Bureau of the Superior Court and each court having
1530 jurisdiction of each case involving a violation of any general statute
1531 relating to motor vehicles shall, in accordance with the provisions of
1532 section 14-141 of the general statutes, continue to report to the
1533 Commissioner of Motor Vehicles the name, operator's license number,
1534 jurisdiction of licensure, and such other information as may be
1535 available concerning each nonresident owner or operator of a motor
1536 vehicle who has been convicted of a violation of any statute relating to
1537 motor vehicles, or has failed to appear for any scheduled court
1538 appearance, or has failed to submit a plea of not guilty by the answer
1539 date, or has not paid the full amount of any fine or additional fee
1540 required by law.

1541 (b) Except as provided in subsection (a) of section 14-140 of the
1542 general statutes, any person who has been charged by any law
1543 enforcement officer of this state with a violation of any provision of
1544 any general statute relating to motor vehicles may be released upon
1545 such person's own recognizance, without posting collateral or bond.

1546 (c) Upon receipt of each report made pursuant to subsection (a) of
1547 this section concerning a nonresident owner or operator of a motor
1548 vehicle, the commissioner shall notify the jurisdiction of record, in
1549 accordance with the procedures of the driver license agreement. Each
1550 notification of a conviction shall be made within thirty days of receipt
1551 by the commissioner. No such notification shall be made pursuant to
1552 this subsection more than six months later than the date of disposition
1553 by the court.

1554 (d) Upon receipt of a notice of failure to comply with a citation
1555 issued by any member jurisdiction, or administrative action taken by
1556 such jurisdiction concerning any person who is licensed to operate a
1557 motor vehicle in this state or who is the owner of a motor vehicle

1558 registered in this state, the commissioner shall proceed to suspend
1559 such person's operator's license and, if authorized or required by any
1560 provision of the general statutes, the registration of any motor vehicle
1561 owned by such person, or the privilege to register any motor vehicle,
1562 until such time as the commissioner is duly notified, in the manner
1563 provided by the procedures of the driver license agreement, that such
1564 person has complied with the terms of such citation.

1565 (e) The provisions of subsections (c) and (d) of this section shall
1566 apply only to citations issued for motor vehicle traffic or safety
1567 violations identified in the code of the driver license agreement, as set
1568 forth in regulations adopted by the commissioner, in accordance with
1569 the provisions of chapter 54 of the general statutes.

1570 Sec. 40. (NEW) (*Effective January 1, 2003*) (a) If the Commissioner of
1571 Motor Vehicles receives a report from any member jurisdiction of the
1572 conviction in such jurisdiction of any person licensed to operate a
1573 motor vehicle in this state, for acts or conduct of the nature described
1574 in subsection (b) of this section, the commissioner shall suspend the
1575 operator's license of such person for the period of time required for a
1576 conviction of the equivalent offense under the provisions of the
1577 general statutes, as listed in subsection (b) of this section, for the same
1578 acts or conduct occurring in this state.

1579 (b) For the purpose of the action required to be taken by the
1580 commissioner in accordance with subsection (a) of this section, the
1581 conviction in another member jurisdiction for an offense involving the
1582 following acts or conduct shall be treated as a conviction under the
1583 following subdivisions:

1584 (1) Manslaughter or assault with a motor vehicle or negligent
1585 homicide with a motor vehicle shall be deemed a conviction of a
1586 violation of section 53a-56b, 53a-60d or 14-222a of the general statutes;

1587 (2) Operation of a motor vehicle while under the influence of
1588 alcohol or drugs, or any combination thereof, shall be deemed a

1589 conviction of a violation of subsection (a) of section 14-227a of the
1590 general statutes;

1591 (3) Leaving the scene of an accident or failure to stop and render aid
1592 in the event of an accident or collision resulting in the death or
1593 personal injury of another shall be deemed a conviction of a violation
1594 of either subsection (a) or (b) of section 14-224 of the general statutes,
1595 depending on the acts or conduct reported and the circumstances as
1596 determined by the commissioner; or

1597 (4) Unsafe, dangerous or reckless operation of a motor vehicle shall
1598 be deemed a conviction of a violation of section 14-222 of the general
1599 statutes.

1600 (c) If the commissioner is notified by a member jurisdiction that a
1601 person who is the holder of a motor vehicle operator's license issued in
1602 this state has been convicted of a felony, in the commission of which a
1603 motor vehicle was used, the commissioner shall, if such person's acts
1604 or conduct would constitute an offense classified as a felony under
1605 section 53a-25 of the general statutes, suspend such person's operator's
1606 license for such period of time as may be determined by the
1607 commissioner.

1608 (d) If the commissioner is notified by a member jurisdiction that a
1609 person who is the holder of a motor vehicle operator's license has been
1610 convicted of driving under the influence of alcohol or drugs, in
1611 accordance with subdivision (2) of subsection (b) of this section, the
1612 commissioner may consider the conviction as a second or subsequent
1613 violation of section 14-227a of the general statutes, as amended by this
1614 act, if such person has been convicted previously of a violation of
1615 section 14-227a of the general statutes, as amended by this act, or has
1616 been convicted previously of a substantially similar offense in a
1617 member jurisdiction, as shown by such person's driver control record,
1618 within the past ten years, and the commissioner may impose the
1619 suspension for the period of time required for a second or subsequent
1620 offense by the provisions of subsection (h) of section 14-227a of the

1621 general statutes. It shall not be a defense to a suspension imposed
1622 pursuant to this subsection, or subdivision (2) of subsection (b) of this
1623 section, that the blood alcohol concentration of the person convicted in
1624 a member jurisdiction, or the blood alcohol concentration required for
1625 conviction of a per se offense in the member jurisdiction in which the
1626 person was convicted, is less than the blood alcohol concentration
1627 required for conviction of a per se offense in this state.

1628 Sec. 41. (NEW) (*Effective January 1, 2003*) (a) Any notice or copy of a
1629 record furnished to the Commissioner of Motor Vehicles by any
1630 member jurisdiction in accordance with the provisions and obligations
1631 of the driver license agreement and sections 34 to 43, inclusive, of this
1632 act, concerning any conviction, administrative action, withdrawal and
1633 the status of issuance of a license or motor vehicle registration may be
1634 transmitted and received by electronic or documentary means. Any
1635 such notice or record shall, when certified, be admissible in any
1636 hearing conducted by the commissioner and in any appeal taken from
1637 a final decision of the commissioner, in accordance with the provisions
1638 of section 4-183 of the general statutes. Any such notice or record so
1639 transmitted and certified shall be accepted as proof of the facts
1640 contained therein, in the absence of evidence to the contrary.

1641 (b) A notice or record as referred to in subsection (a) of this section
1642 may be certified by electronic means in an electronic format and, when
1643 so certified, shall be accepted by the commissioner and by any court of
1644 this state as proof of the facts contained therein, in the absence of
1645 evidence to the contrary. As used in this section, the term "record"
1646 includes, but is not limited to, any paper, document, facsimile
1647 information, micro-photographically stored information or digitized
1648 image maintained, deposited or filed with a member jurisdiction.

1649 Sec. 42. (NEW) (*Effective January 1, 2003*) Any notification, report or
1650 record received from any state that is a member of the driver license
1651 compact may be used by the Commissioner of Motor Vehicles for any
1652 purpose authorized by section 34 to 41, inclusive, of this act in the

1653 same manner and to the same extent as any such notification, report or
1654 record received from any jurisdiction that is a member of the driver
1655 license agreement.

1656 Sec. 43. (NEW) (*Effective January 1, 2003*) Any person aggrieved by
1657 an action of the commissioner taken under the authority of sections 34
1658 to 42, inclusive, of this act to withdraw a license or registration, or the
1659 privilege to operate a motor vehicle or to register a motor vehicle in
1660 this state shall be entitled, upon request, to a hearing conducted in
1661 accordance with the provisions of chapter 54 of the general statutes.

1662 Sec. 44. Subsection (e) of section 14-49 of the general statutes is
1663 repealed and the following is substituted in lieu thereof (*Effective from*
1664 *passage*):

1665 (e) (1) For the registration of a passenger motor vehicle used in part
1666 for commercial purposes, the commissioner shall charge a biennial fee
1667 of seventy-eight dollars. (2) For the registration of a school bus, the
1668 commissioner shall charge an annual fee of one hundred dollars for a
1669 type I school bus and sixty dollars for a type II school bus. (3) For the
1670 registration of a motor vehicle when used in part for commercial
1671 purposes and as a passenger motor vehicle or of a motor vehicle
1672 having a seating capacity greater than ten and not used for the
1673 conveyance of passengers for hire, the commissioner shall charge a
1674 biennial fee for gross weight as for commercial registration, as outlined
1675 in section 14-47, plus the sum of eight dollars. (4) A motor vehicle used
1676 in part for commercial purposes and used in part for private passenger
1677 purposes and registered pursuant to this section shall be issued a
1678 number plate bearing the word "combination". No vehicle registered as
1679 combination may have a gross weight exceeding ten thousand pounds.
1680 On and after July 1, 2002, the commissioner shall not issue a new
1681 combination registration for any motor vehicle with a gross vehicle
1682 weight rating in excess of ten thousand pounds.

1683 Sec. 45. Subsection (a) of section 42-133dd of the general statutes is
1684 repealed and the following is substituted in lieu thereof (*Effective*

1685 October 1, 2002):

1686 (a) In the event that a manufacturer or distributor seeks to enter into
 1687 a franchise establishing a new dealer or relocating an existing dealer
 1688 within or into a relevant market area where the same line make is then
 1689 represented, the manufacturer or distributor shall in writing, by
 1690 certified mail, first notify the commissioner and each dealer in such
 1691 line make in the relevant market area of its intention to establish a new
 1692 dealer or to relocate an existing dealer within or into that market area.
 1693 Within twenty days of receiving such notice or within twenty days
 1694 after the end of any appeal procedure provided by the manufacturer or
 1695 distributor, any such dealer may file with the commissioner a protest
 1696 concerning the [establishing or relocating] proposed establishment or
 1697 relocation of such new or existing dealer. When such a protest is filed,
 1698 the commissioner shall inform the manufacturer or distributor that a
 1699 timely protest has been filed, and that the manufacturer or distributor
 1700 shall not establish or relocate the proposed dealer until the
 1701 commissioner has held a hearing, nor thereafter, if the commissioner
 1702 determines that there is good cause for denying the establishment or
 1703 relocation of such dealer. In any hearing held pursuant to this section,
 1704 the manufacturer or distributor has the burden of proving that good
 1705 cause exists for permitting the proposed establishment or relocation.
 1706 This section shall not apply to the sale, lease or transfer of ownership
 1707 of an active, existing dealer, nor shall any provision of this section
 1708 prohibit a manufacturer from entering into a franchise arrangement
 1709 with a successor dealer at the same location.

1710 Sec. 46. Section 14-51a of the general statutes is repealed and the
 1711 following is substituted in lieu thereof (*Effective July 1, 2002*):

1712 The commissioner may, after notice and hearing, impose a civil
 1713 penalty of not more than one thousand dollars on any person, firm or
 1714 corporation who violates any provision of sections [14-53] 14-54 to 14-
 1715 67a, inclusive, as amended by this act, or of not more than two
 1716 thousand dollars on any person, firm or corporation who violates

1717 section 14-52.

1718 Sec. 47. Subsection (b) of section 14-111 of the general statutes is
1719 repealed and the following is substituted in lieu thereof (*Effective July*
1720 *1, 2002*):

1721 (b) (1) Whenever the holder of any motor vehicle operator's license
1722 has been convicted or has forfeited any bond taken or has received a
1723 suspended judgment or sentence for any of the following violations,
1724 the commissioner shall, without hearing, suspend his operator's license
1725 as follows: For a first violation of subsection (a) of section 14-224 or
1726 section 14-110, 14-215 or 53a-119b, for a period of not less than one
1727 year and, for a subsequent violation thereof, for a period of not less
1728 than five years; for a violation of subsection (a) of section 14-222, for a
1729 period of not less than thirty days nor more than ninety days and, for a
1730 subsequent violation thereof, for a period of not less than ninety days;
1731 [for a first violation of section 14-145, for a period of not less than six
1732 months and, for a subsequent violation thereof, for a period of not less
1733 than five years;] for a violation of subsection (b) of section 14-224, for a
1734 period of not less than ninety days; for a first violation of subsection
1735 (b) of section 14-147, for a period of not less than ninety days and, for a
1736 subsequent violation thereof, for a period of not less than five years;
1737 for a first violation of subsection (c) of section 14-147, for a period of
1738 not less than thirty days and, for a subsequent violation thereof, for a
1739 period of not less than one year.

1740 (2) The commissioner may suspend the motor vehicle operator's
1741 license of any person (A) who was arrested for a felony, and (B) for
1742 whom there is an outstanding warrant for rearrest for failing to appear
1743 when legally called with regard to such felony. The suspension shall
1744 terminate no later than the date on which such person appears before
1745 the court with regard to such felony or such failure to appear.

1746 Sec. 48. Subsection (k) of section 14-111 of the general statutes is
1747 repealed and the following is substituted in lieu thereof (*Effective July*
1748 *1, 2002*):

1749 (k) Whenever any person has been convicted of any violation of
 1750 section 14-110, [14-145,] 14-147, 14-215, [14-219,] 14-222 [,] or 14-224 [or
 1751 14-229 or has had his case nolloed or judgment or execution suspended
 1752 or has forfeited his bond,] and [his] such person's license has been
 1753 suspended [or revoked] by the commissioner, [he] or if such person
 1754 has had his or her license suspended in accordance with the provisions
 1755 of section 14-111c or section 40 of this act, such person may make
 1756 application to the commissioner for the reversal or reduction of the
 1757 term of such suspension. [or revocation.] Such application shall be in
 1758 writing and shall state specifically the reasons why such applicant
 1759 believes that [he] the applicant is entitled to such reversal or reduction.
 1760 [If the commissioner determines to grant such hearing, he may require
 1761 the applicant to file with him a trial fee, the amount of which shall be
 1762 discretionary with the commissioner. Upon the deposit of such trial
 1763 fee, the commissioner may make such further investigation as he
 1764 deems necessary, may hear evidence presented and may return the
 1765 registration certificate or operator's license to the applicant
 1766 unconditionally or upon condition. The commissioner is further
 1767 empowered to return part or all of such trial fee to such applicant after
 1768 an opinion has been rendered by him. The amount of all trial fees not
 1769 so returned shall be deposited at least once every three months with
 1770 the State Treasurer. The commissioner may require such application,
 1771 fee and hearing as a condition precedent to the return of any license
 1772 suspended or revoked.] The commissioner shall consider each such
 1773 application and the applicant's driver control record, as defined in
 1774 section 34 of this act, and may grant a hearing to the applicant in
 1775 accordance with the provisions of chapter 54 and section 14-4a.

1776 Sec. 49. Subsection (c) of section 14-10 of the general statutes is
 1777 repealed and the following is substituted in lieu thereof (*Effective July*
 1778 *1, 2002*):

1779 (c) (1) All records of the Department of Motor Vehicles pertaining to
 1780 the application for registration, and the registration, of motor vehicles
 1781 of the current or previous three years shall be maintained by the

1782 commissioner at the main office of the department. Any such records
 1783 over three years old may be destroyed at the discretion of the
 1784 commissioner. (2) Before disclosing personal information pertaining to
 1785 an applicant or registrant from such motor vehicle records or allowing
 1786 the inspection of any such record containing such personal information
 1787 in the course of any transaction conducted at such main office, the
 1788 commissioner shall ascertain whether such disclosure is authorized
 1789 under subsection (f) of this section, and require the person or entity
 1790 making the request to (A) complete an application that shall be on a
 1791 form prescribed by the commissioner, (B) provide two forms of
 1792 acceptable identification, and (C) pay a fee of fifteen dollars to the
 1793 commissioner in addition to any fee required under section 14-50a. An
 1794 attorney-at-law admitted to practice in this state may provide such
 1795 attorney's juris number to the commissioner in lieu of the requirements
 1796 of subparagraph (B) of this subdivision. The commissioner may
 1797 disclose such personal information or permit the inspection of such
 1798 record containing such information only if such disclosure is
 1799 authorized under subsection (f) of this section.

1800 Sec. 50. Subsection (b) of section 14-20 of the general statutes, as
 1801 amended by section 2 of public act 01-191, is repealed and the
 1802 following is substituted in lieu thereof (*Effective July 1, 2002*):

1803 (b) Notwithstanding the provisions of subsection (a) of this section,
 1804 section 14-18 and section 14-21b, the owner of an antique, rare or
 1805 special interest motor vehicle may be authorized by the commissioner
 1806 to display a number plate originally issued by the Commissioner of
 1807 Motor Vehicles corresponding to the year of manufacture of such
 1808 antique, rare or special interest motor vehicle. The commissioner shall
 1809 issue a certificate of registration, as provided in section 14-12, as
 1810 amended by this act. Such registration shall be valid, subject to
 1811 renewal, [so] as long as the commissioner permits. Thereafter, the
 1812 registration number and number plates, if any, which were assigned to
 1813 such motor vehicle before such registration and number plates were
 1814 issued under this section, shall be in effect. Each such number plate

1815 authorized for use by the commissioner shall be displayed in a
1816 conspicuous place at the rear of such motor vehicle at all times while
1817 the vehicle is in use or operation upon any public highway. A sticker
1818 shall be affixed to each such number plate to denote the expiration
1819 date of the registration, unless the commissioner authorizes the sticker,
1820 or other evidence of the period of the registration, to be placed
1821 elsewhere or carried in such motor vehicle. Such sticker may contain
1822 the corresponding letters and numbers of the registration and number
1823 plate. The commissioner may adopt regulations, in accordance with
1824 chapter 54, to implement the provisions of this subsection.

1825 Sec. 51. Subsection (q) of section 14-49 of the general statutes is
1826 repealed and the following is substituted in lieu thereof (*Effective July*
1827 *1, 2002*):

1828 (q) The commissioner shall collect a biennial fee of twenty-eight
1829 dollars for the registration of each motor vehicle used exclusively for
1830 farming purposes. No such motor vehicle may be used for the purpose
1831 of transporting goods for hire or taking the on-the-road skills test
1832 portion of the examination for a motor vehicle operator's license. No
1833 farm registration shall be issued to any person operating a farm that
1834 has gross annual sales of less than two thousand five hundred dollars
1835 in the calendar year preceding registration. The commissioner may
1836 issue a farm registration for a passenger motor vehicle under such
1837 conditions as [such] said commissioner shall prescribe in regulations
1838 adopted in accordance with chapter 54. No motor vehicle issued a farm
1839 registration may be used to transport ten or more passengers on any
1840 highway unless such motor vehicle meets the requirements for
1841 equipment and mechanical condition set forth in this chapter, and, in
1842 the case of a vehicle used to transport more than fifteen passengers,
1843 including the driver, the applicable requirements of the Code of
1844 Federal Regulations, as adopted by the commissioner, in accordance
1845 with the provisions of subsection (a) of section 14-163c. The operator of
1846 such motor vehicle used to transport ten or more passengers shall hold
1847 a public transportation permit or endorsement issued in accordance

1848 with the provisions of section 14-44. Any farm registration used
1849 otherwise than as provided by this subsection shall be revoked.

1850 Sec. 52. Subsection (c) of section 14-164c of the general statutes, as
1851 amended by section 42 of public act 01-9 of the June special session, is
1852 repealed and the following is substituted in lieu thereof (*Effective July*
1853 *1, 2002*):

1854 (c) The commissioner shall adopt regulations, in accordance with
1855 chapter 54, to implement the provisions of this section. Such
1856 regulations shall include provision for a periodic inspection of air
1857 pollution control equipment and compliance with or waiver [with] of
1858 exhaust emission standards or compliance with or waiver [with] of on-
1859 board diagnostic standards or other standards defined by the
1860 Commissioner of Environmental Protection and approved by the
1861 Administrator of the United States Environmental Protection Agency,
1862 compliance with or waiver [with] of, air pollution control system
1863 integrity standards defined by the Commissioner of Environmental
1864 Protection and compliance with or waiver [with] of purge system
1865 standards defined by the Commissioner of Environmental Protection.
1866 Such regulations may provide for an inspection procedure using an
1867 on-board diagnostic information system for all 1996 model year and
1868 newer motor vehicles. Such regulations shall apply to all motor
1869 vehicles registered or which will be registered in this state except: (1)
1870 Vehicles having a gross weight of more than ten thousand pounds; (2)
1871 vehicles powered by electricity; (3) bicycles with motors attached; (4)
1872 motorcycles; (5) vehicles operating with a temporary registration; (6)
1873 vehicles manufactured twenty-five or more years ago; (7) new vehicles
1874 at the time of initial registration; (8) vehicles registered but not
1875 designed primarily for highway use; (9) farm vehicles, as defined in
1876 subsection (q) of section 14-49; (10) antique, rare or special interest
1877 motor vehicles, as defined in section 14-1, as amended by this act; (11)
1878 diesel-powered type II school buses; or (12) a vehicle operated by a
1879 licensed dealer or repairer either to or from a location of the purchase
1880 or sale of such vehicle or for the purpose of obtaining an official

1881 emissions or safety inspection. On and after July 1, 2002, such
1882 regulations shall exempt from the periodic inspection requirement any
1883 vehicle four or less model years of age, beginning with model year
1884 2003 and the previous three model years, provided that such
1885 exemption shall lapse upon a finding by the Administrator of the
1886 United States Environmental Protection Agency or by the Secretary of
1887 the United States Department of Transportation that such exemption
1888 causes the state to violate applicable federal environmental or
1889 transportation planning requirements. Notwithstanding any
1890 provisions of this subsection, the commissioner may require an initial
1891 emissions inspection and compliance or waiver prior to registration of
1892 a new motor vehicle. If the Commissioner of Environmental Protection
1893 finds that it is necessary to inspect motor vehicles which are exempt
1894 under subdivision (1) or (4) of this subsection, or motor vehicles that
1895 are four or less model years of age in order to achieve compliance with
1896 federal law concerning emission reduction requirements, the
1897 Commissioner of Motor Vehicles may adopt regulations, in accordance
1898 with the provisions of chapter 54, to require the inspection of
1899 motorcycles, designated motor vehicles having a gross weight of more
1900 than ten thousand pounds or motor vehicles four or less model years
1901 of age.

1902 Sec. 53. Subsection (b) of section 14-171 of the general statutes is
1903 repealed and the following is substituted in lieu thereof (*Effective July*
1904 *1, 2002*):

1905 (b) If the application refers to a vehicle purchased from a dealer, it
1906 shall contain the name and address of any lienholder holding a
1907 security interest created or reserved at the time of the sale and the date
1908 of [his] such security agreement and be signed by the dealer as well as
1909 the owner, and the dealer shall promptly mail or deliver the
1910 application to the commissioner.

1911 Sec. 54. Subsection (a) of section 14-197 of the general statutes is
1912 repealed and the following is substituted in lieu thereof (*Effective July*

1913 1, 2002):

1914 (a) A police officer or constable who learns of the theft of a vehicle
 1915 not since recovered, or of the recovery of a vehicle [whose] the theft or
 1916 conversion [he] of which such officer or constable knows or has reason
 1917 to believe has been reported to the commissioner, shall forthwith
 1918 report the theft or recovery to the commissioner.

1919 Sec. 55. Subsection (b) of section 14-253a of the general statutes is
 1920 repealed and the following is substituted in lieu thereof (*Effective July*
 1921 *1, 2002*):

1922 (b) The Commissioner of Motor Vehicles shall accept applications
 1923 and renewal applications for special license plates and removable
 1924 windshield placards from (1) any person who is blind, as defined in
 1925 section 1-1f; (2) any person with disabilities which limit or impair the
 1926 ability to walk, as defined in 23 CFR Part 1235.2; (3) any parent or
 1927 guardian of any blind person or person with disabilities who is under
 1928 eighteen years of age at the time of application; and (4) any
 1929 organization which meets criteria established by the commissioner and
 1930 which certifies to the commissioner's satisfaction that the vehicle for
 1931 which a plate or placard is requested is primarily used to transport
 1932 blind persons or persons with disabilities which limit or impair their
 1933 ability to walk. Such applications shall be on a form prescribed by the
 1934 commissioner and shall include certification of disability from a
 1935 licensed physician or of blindness from an ophthalmologist or an
 1936 optometrist. In the case of persons with disabilities which limit or
 1937 impair the ability to walk, the application shall also include
 1938 certification from a licensed physician or a member of the handicapped
 1939 driver training unit established pursuant to section 14-11b [,] that the
 1940 applicant meets the definition of persons with disabilities which limit
 1941 or impair the ability to walk, as defined in 23 CFR Section 1235.2. The
 1942 commissioner, in said commissioner's discretion, may accept the
 1943 discharge papers of a disabled veteran, as defined in section 14-254, in
 1944 lieu of such certification. The commissioner may require additional

1945 certification at the time of the original application or at any time
1946 thereafter. If a person who has been requested to submit additional
1947 certification fails to do so within thirty days of the request, or if such
1948 additional certification is deemed by the commissioner to be
1949 unfavorable to the applicant, the commissioner may refuse to issue or,
1950 if already issued, suspend or revoke such special license plate or
1951 removable windshield placard. The fee for the issuance of a temporary
1952 removable windshield placard shall be five dollars. Any person whose
1953 application has been denied or whose special license plate or
1954 removable windshield placard has been suspended or revoked shall be
1955 afforded an opportunity for a hearing in accordance with the
1956 provisions of chapter 54.

1957 Sec. 56. Subsection (b) of section 14-15 of the general statutes is
1958 repealed and the following is substituted in lieu thereof (*Effective July*
1959 *1, 2002*):

1960 (b) Each person, firm or corporation licensed under the provisions
1961 of subsection (a) of this section [who] that in the opinion of the
1962 commissioner is qualified and [who] holds a current registration
1963 certificate for a motor vehicle used in connection with its business may
1964 issue a sixty-day temporary transfer of such registration to any other
1965 vehicle used in connection with its business with an official stamp
1966 issued by the commissioner to such licensee. The licensee, within five
1967 days from the issuance of such temporary registration, shall submit to
1968 the commissioner an application together with all necessary
1969 documents for a permanent registration for the vehicle transferred. The
1970 commissioner shall adopt regulations in accordance with the
1971 provisions of chapter 54 to implement the provisions of this
1972 subsection.

1973 Sec. 57. Section 14-103a of the general statutes is repealed and the
1974 following is substituted in lieu thereof (*Effective July 1, 2002*):

1975 Any motor vehicle, composed or assembled from the several parts
1976 of other motor vehicles, or the identification and body contours of

1977 which are so altered that the vehicle no longer bears the characteristics
 1978 of any specific make of motor vehicle, or declared a total loss by any
 1979 insurance carrier and subsequently rebuilt, shall be inspected by the
 1980 commissioner to determine whether the vehicle is properly equipped,
 1981 in good mechanical condition and in the possession of its lawful
 1982 owner. Such vehicle shall be presented for inspection at any [state]
 1983 Department of Motor Vehicles office or any official emissions
 1984 inspection station authorized by the Commissioner of Motor Vehicles
 1985 to conduct such inspection. The commissioner may require any person
 1986 presenting any such reassembled, altered or rebuilt vehicle for
 1987 inspection to provide proof of lawful purchase of any major
 1988 component parts not part of the vehicle when first sold by the
 1989 manufacturer. The fee for such inspection shall be eighty-eight dollars.
 1990 The inspection fee shall be in addition to regular registration fees. All
 1991 moneys received from the fee imposed pursuant to this section and
 1992 collected at an official emissions inspection station shall be deposited
 1993 in a separate safety inspection account within the Emissions Inspection
 1994 Fund.

1995 Sec. 58. Subsection (g) of section 14-267a of the general statutes is
 1996 repealed and the following is substituted in lieu thereof (*Effective July*
 1997 *1, 2002*):

1998 (g) For the purpose of enforcing the provisions of this section, any
 1999 state police officer, Department of Public Safety employee designated
 2000 by the Commissioner of Public Safety, local police officer, Department
 2001 of Motor Vehicles inspector, or [state] Department of Transportation
 2002 employee designated by the Commissioner of Transportation, may
 2003 require the driver to stop and submit to a weighing by means of either
 2004 portable or stationary scales and may require that such vehicle be
 2005 driven to a scale or safety inspection site.

2006 Sec. 59. Subsection (h) of section 14-267a of the general statutes is
 2007 repealed and the following is substituted in lieu thereof (*Effective July*
 2008 *1, 2002*):

2009 (h) Whenever signs are displayed on a public highway, indicating
2010 that a scale is in operation and directing the driver of a commercial
2011 vehicle to stop at the weighing area, the driver shall stop and, in
2012 accordance with the directions of any state police officer, Department
2013 of Public Safety employee designated by the Commissioner of Public
2014 Safety, local police officer, Department of Motor Vehicles inspector, or
2015 [state] Department of Transportation employee designated by the
2016 Commissioner of Transportation, allow [his] the vehicle to be weighed
2017 or inspected.

2018 Sec. 60. Subsection (a) of section 14-282 of the general statutes is
2019 repealed and the following is substituted in lieu thereof (*Effective July*
2020 *1, 2002*):

2021 (a) Any person who is the owner or becomes the owner of a motor
2022 vehicle formerly used as a school bus who discontinues the use of such
2023 vehicle for the transportation of school children as stated in sections
2024 14-275 and 14-280 shall cause the same to be painted another color,
2025 readily distinguishable from "National School Bus Chrome". On and
2026 after July 1, 1990, each such motor vehicle ten years old or older shall
2027 be presented for inspection every two years at any [state] Department
2028 of Motor Vehicles office.

2029 Sec. 61. Subsection (b) of section 14-290 of the general statutes is
2030 repealed and the following is substituted in lieu thereof (*Effective July*
2031 *1, 2002*):

2032 (b) The following provisions of the general statutes shall not apply
2033 to operators of maintenance vehicles or equipment of any
2034 governmental agency or agent thereof or to vehicles or equipment of
2035 any governmental agency or agent thereof, so far as such exemption is
2036 necessary, while such operators and equipment are engaged in or are
2037 preparing to engage in or are departing from highway maintenance
2038 operations on any highway, road or street, provided the [state]
2039 Department of Transportation shall not by reason of such exemption
2040 suffer any loss of revenue granted from any agency or department of

2041 the federal government for the federal Interstate Highway System or
2042 any other highway system: Sections 14-216, 14-230 to 14-233, inclusive,
2043 14-235 to 14-242, inclusive, 14-244 to 14-247, inclusive, 14-250a to 14-
2044 252, inclusive, 14-261, 14-262, 14-264 to 14-271, inclusive, as amended
2045 by this act, 14-299, 14-301 to 14-308, inclusive.

2046 Sec. 62. Subsection (a) of section 14-46b of the general statutes is
2047 repealed and the following is substituted in lieu thereof (*Effective*
2048 *October 1, 2002*):

2049 (a) There is established within the department a Motor Vehicle
2050 Operator's License Medical Advisory Board which shall advise the
2051 commissioner on the medical aspects and concerns of licensing
2052 operators of motor vehicles. This board shall consist of not less than
2053 [seven] eight members nor more than fifteen members appointed by
2054 the commissioner from a list of nominees submitted by the
2055 Connecticut State Medical Society and the Connecticut Association of
2056 Optometrists. The Connecticut State Medical Society shall submit
2057 nominees representing the specialties of (1) general medicine or
2058 surgery, (2) internal medicine, (3) cardiovascular medicine, (4)
2059 neurology or neurological surgery, (5) ophthalmology, (6) orthopedics,
2060 and (7) psychiatry. The Connecticut Association of Optometrists shall
2061 submit nominees representing the specialty of optometry.

2062 Sec. 63. Section 14-78 of the general statutes is repealed and the
2063 following is substituted in lieu thereof (*Effective October 1, 2002*):

2064 The commissioner may [make] adopt regulations, in accordance
2065 with chapter 54, for (1) the conduct of drivers' schools, including, but
2066 not limited to, requirements as to the inspection of the vehicles used by
2067 the drivers' schools in the conduct of their business, instructional
2068 standards and [procedure] procedures, including instruction of not
2069 less than fifteen minutes concerning the responsibilities of an operator
2070 of a motor vehicle under subsection (b) of section 14-223 and the
2071 penalty for a violation of the provisions of said subsection (b), the
2072 posting of rates charged for instruction, and the general form in which

2073 records shall be kept concerning persons under instruction and those
 2074 who have completed their course of instruction, and (2) the
 2075 establishment of requirements for a person to receive a license as an
 2076 instructor in accordance with section 14-73, as amended by this act.
 2077 The regulations shall require that the commissioner issue a license to
 2078 any person who meets the requirements of section 14-73, as amended
 2079 by this act, to act as an instructor in a classroom only, and not as an
 2080 instructor behind the wheel of a vehicle, if the person has sufficient
 2081 experience, as specified in the regulations, either in public safety,
 2082 including, but not limited to, experience as a police officer or
 2083 firefighter, or as a teacher, and if the person completes instructor
 2084 training, as specified in the regulations.

2085 Sec. 64. Subsection (f) of section 14-267a of the general statutes is
 2086 repealed and the following is substituted in lieu thereof (*Effective July*
 2087 *1, 2002*):

2088 (f) (1) The penalties provided for in this subsection shall be assessed
 2089 against the owner of a commercial motor vehicle when the owner, [his]
 2090 the owner's agent or employee is the operator, or against the lessee of
 2091 such vehicle when the lessee, [his] the lessee's agent or employee is the
 2092 operator of a leased or rented commercial motor vehicle.

2093 (2) Any person who violates any provision of this section shall be
 2094 subject to the following penalties: (A) For an overweight violation of
 2095 not more than five per cent of the gross weight or axle weight limits in
 2096 subsection (b) of this section, a fine of three dollars per hundred
 2097 pounds or fraction thereof of such excess weight; (B) for an overweight
 2098 violation of more than five per cent and not more than ten per cent of
 2099 either such weight limit, a fine of five dollars per hundred pounds or
 2100 fraction thereof of such excess weight or a minimum fine of fifty
 2101 dollars; (C) for an overweight violation of more than ten per cent but
 2102 not more than fifteen per cent of either such weight limit, a fine of six
 2103 dollars per hundred pounds or fraction thereof of such excess weight
 2104 or a minimum fine of one hundred dollars; (D) for an overweight

2105 violation of more than fifteen per cent but not more than twenty per
 2106 cent of either such weight limit, a fine of seven dollars per hundred
 2107 pounds or fraction thereof of such excess weight or a minimum fine of
 2108 two hundred dollars; (E) for an overweight violation of more than
 2109 twenty per cent but not more than twenty-five per cent of either such
 2110 weight limit, a fine of ten dollars per hundred pounds or fraction
 2111 thereof of such excess weight or a minimum fine of three hundred
 2112 dollars; (F) for an overweight violation of more than twenty-five per
 2113 cent but not more than thirty per cent of either such overweight limit, a
 2114 fine of twelve dollars per hundred pounds or fraction thereof of such
 2115 excess weight or a minimum fine of five hundred dollars; and (G) for
 2116 an overweight violation of more than thirty per cent of either such
 2117 overweight limit, a fine of fifteen dollars per one hundred pounds or
 2118 fraction thereof of such excess weight or a minimum fine of one
 2119 thousand dollars.

2120 (3) The court shall note on the record any conviction [or forfeiture of
 2121 a bond for failure to appear] for an overweight violation in excess of
 2122 fifteen per cent of the gross weight limits in subsection (b) of this
 2123 section with respect to any vehicle with a gross vehicle weight of
 2124 eighteen thousand pounds or more and shall cause such information to
 2125 be transmitted to the Commissioner of Motor Vehicles. Upon receipt of
 2126 such information with respect to a third or subsequent conviction for
 2127 such overweight violation in a calendar year, the commissioner may
 2128 schedule a hearing, in accordance with the provisions of chapter 54, to
 2129 review the record of the motor vehicle registrant and shall notify the
 2130 registrant of the hearing. In such cases, the Commissioner of Motor
 2131 Vehicles [shall (A) demand of an out-of-state owner or lessee of such
 2132 motor vehicle a bond, with sufficient surety, to the state, in the sum of
 2133 two thousand dollars, which bond shall be forfeited to the state upon a
 2134 second conviction or forfeiture of a bond for failure to appear for such
 2135 violation, or (B) fine an in-state owner or lessee of such motor vehicle
 2136 two thousand dollars upon a second conviction. In addition, the
 2137 commissioner] may review information and evidence presented at the
 2138 hearing including, but not limited to, frequency of the registrant's

2139 commercial vehicle operations, the size of the registrant's fleet and the
 2140 culpability, if any, of the shipper. After the hearing, the commissioner
 2141 may impose a civil penalty on the owner or lessee of such motor
 2142 vehicle of an additional two thousand dollars or revoke the
 2143 registration, for a period of thirty days, of any commercial motor
 2144 vehicle so operated and may refuse to issue a registration for such
 2145 motor vehicle during such further time as the commissioner deems
 2146 reasonable. [For any subsequent conviction or forfeiture of a bond for
 2147 failure to appear, the commissioner shall revoke the registration for a
 2148 period of thirty days. A bond posted pursuant to the provisions of this
 2149 subdivision shall be held for a period of not more than one year from
 2150 its posting. Where there is no second conviction or forfeiture of a bond
 2151 for failure to appear for violation of the limits in subsection (b) of this
 2152 section during that time, the bond shall be returned to such owner or
 2153 lessee, as the case may be.]

2154 [(4) Upon the third conviction or forfeiture of a bond for failure to
 2155 appear for overweight violations of subsection (b) of this section with
 2156 respect to a vehicle with a gross vehicle weight of less than eighteen
 2157 thousand pounds, the Commissioner of Motor Vehicles shall revoke
 2158 the registration, for a period of thirty days, of any commercial motor
 2159 vehicle so operated.]

2160 [(5)] (4) An owner or lessee who is assessed penalties pursuant to
 2161 this subsection [or forfeits a bond for failure to appear] for an
 2162 overweight violation in excess of fifteen per cent of the gross weight
 2163 limits in subsection (b) of this section [four] five times during any
 2164 calendar year shall be assessed by the court an additional [ten] five
 2165 thousand dollars for the [fourth] fifth violation and an additional five
 2166 thousand dollars for each subsequent overweight violation in excess of
 2167 fifteen per cent of such limits in such calendar year.

2168 [(6)] (5) No more than twenty-five per cent of any fine imposed
 2169 pursuant to this subsection may be remitted unless the court
 2170 determines that there are mitigating circumstances and specifically

2171 states such circumstances for the record.

2172 Sec. 65. (NEW) (*Effective July 1, 2002*) Notwithstanding the
 2173 provisions of section 14-22 of the general statutes and subsection (a) of
 2174 section 14-49 of the general statutes concerning the biennial period for
 2175 the registration of a passenger motor vehicle, and for the registration of
 2176 certain other motor vehicles not used for commercial purposes, the
 2177 commissioner may issue a registration for any such motor vehicle that
 2178 is owned by a person, firm or corporation licensed in accordance with
 2179 the provisions of section 14-15 of the general statutes, as amended by
 2180 this act, and that is the subject of a lease agreement, for a period not to
 2181 exceed five years, to coincide with the term of such lease agreement.
 2182 The fee for any such registration shall be adjusted and prorated on the
 2183 basis of the fee prescribed for a biennial registration. The commissioner
 2184 may adopt regulations, in accordance with chapter 54 of the general
 2185 statutes, to implement the provisions of this section.

2186 Sec. 66. Subsection (d) of section 14-36 of the general statutes is
 2187 repealed and the following is substituted in lieu thereof (*Effective July*
 2188 *1, 2002*):

2189 (d) (1) No motor vehicle operator's license shall be issued to any
 2190 applicant who is sixteen or seventeen years of age unless the applicant
 2191 has held a learner's permit and has satisfied the requirements specified
 2192 in this subsection. The applicant shall (A) present to the commissioner
 2193 a certificate of the successful completion in a public secondary school,
 2194 a state vocational school or a private secondary school of a full course
 2195 of study in motor vehicle operation prepared as provided in section 14-
 2196 36e or of training of similar nature provided by a licensed drivers'
 2197 school approved by the commissioner, including, in each case,
 2198 successful completion of not less than eight clock hours of behind-the-
 2199 wheel, on-the-road instruction; (B) present to the commissioner a
 2200 certificate of the successful completion of a course of not less than five
 2201 hours relative to safe driving practices, including a minimum of two
 2202 hours on the nature and the medical, biological and physiological

2203 effects of alcohol and drugs and their impact on the operator of a
2204 motor vehicle, the dangers associated with the operation of a motor
2205 vehicle after the consumption of alcohol or drugs by the operator, the
2206 problems of alcohol and drug abuse and the penalties for alcohol and
2207 drug-related motor vehicle violations; and (C) pass an examination
2208 which shall include a comprehensive test as to knowledge of the laws
2209 concerning motor vehicles and the rules of the road and an on-the-road
2210 skills test as prescribed by the commissioner. At the time of application
2211 and examination for a motor vehicle operator's license, an applicant
2212 sixteen or seventeen years of age shall have held a learner's permit for
2213 not less than one hundred eighty days, except that an applicant who
2214 presents a certificate under subparagraph (A) of this subdivision shall
2215 have held a learner's permit for not less than one hundred twenty days
2216 and an applicant who is undergoing training and instruction by the
2217 handicapped driver training unit in accordance with the provisions of
2218 section 14-11b shall have held such permit for the period of time
2219 required by said unit. The Commissioner of Motor Vehicles shall
2220 approve the content of the safe driving instruction at drivers' schools,
2221 high schools and other secondary schools. Such five hours of
2222 instruction may be included as part of or in addition to any existing
2223 instruction programs. Any fee charged for the course required under
2224 subparagraph (B) of this subdivision shall not exceed [twenty-five]
2225 forty dollars. The commissioner may waive any requirement in this
2226 subdivision, except for that in subparagraph (C) of this subdivision, in
2227 the case of an applicant sixteen or seventeen years of age who holds a
2228 valid motor vehicle operator's license issued by any other state,
2229 provided the commissioner is satisfied that the applicant has received
2230 training and instruction of a similar nature. (2) The commissioner may
2231 accept as evidence of sufficient training under subparagraph (A) of
2232 subdivision (1) of this subsection home training as evidenced by a
2233 written statement signed by the spouse of a married minor applicant,
2234 or by a parent, grandparent, foster parent or the legal guardian of an
2235 applicant which states that the applicant has obtained a learner's
2236 permit and has successfully completed a driving course taught by the

2237 person signing the statement and that the signer has had an operator's
 2238 license for at least four years preceding the date of the statement or, if
 2239 the applicant has no spouse, parent, grandparent, foster parent or
 2240 guardian so qualified and available to give the instruction, a statement
 2241 signed by the applicant's stepparent, brother, sister, uncle or aunt, by
 2242 blood or marriage, provided the person signing the statement is
 2243 qualified. (3) If the commissioner requires a written test of any
 2244 applicant under this section, the test shall be given in English or
 2245 Spanish at the option of the applicant, provided the commissioner
 2246 shall require that the applicant shall have sufficient understanding of
 2247 English for the interpretation of traffic control signs. (4) The
 2248 Commissioner of Motor Vehicles may adopt regulations, in accordance
 2249 with the provisions of chapter 54, to implement the purposes of this
 2250 subsection concerning the content of safe driving instruction at drivers'
 2251 schools, high schools and other secondary schools.

2252 Sec. 67. Subsection (d) of section 14-35 of the general statutes is
 2253 repealed and the following is substituted in lieu thereof (*Effective from*
 2254 *passage*):

2255 (d) [No] Except as provided herein, no registrant shall rent or allow
 2256 or cause to be rented, operate or allow or cause to be operated for hire,
 2257 use or cause to be used for the purpose of conveying passengers,
 2258 merchandise or freight for hire, or operate as a commercial vehicle
 2259 with a load, any motor vehicle registered under a [transportation]
 2260 transporter number plate. The number plate shall not be loaned to any
 2261 person and shall not be used by its holder for personal purposes,
 2262 provided the holder may operate, or cause to be operated by a bona
 2263 fide employee, motor vehicles for the purpose of transportation or
 2264 repossession of motor vehicles owned by him or temporarily in his
 2265 custody, including the towing or movement on a contract basis or
 2266 otherwise of a storage or office trailer, house trailer, modular building
 2267 or similar, nonpower trailing unit. Any dealer in boats may use, or
 2268 allow or cause to be used, any trailer so registered for the purpose of
 2269 transporting a boat or boats, together with any necessary equipment,

2270 between a demonstration site and his established place of business.

2271 Sec. 68. Subsection (b) of section 14-145 of the general statutes is
2272 repealed and the following is substituted in lieu thereof (*Effective from*
2273 *passage*):

2274 (b) When such motor vehicle is towed or otherwise removed by a
2275 wrecker licensed under section 14-66, the licensee or operator of the
2276 wrecker shall notify the local police department of the tow or removal
2277 within [twenty-four] two hours. No such licensee or operator may
2278 charge a storage fee for such motor vehicle for the time it is stored
2279 prior to such notification. If the motor vehicle is not claimed by its
2280 owner within the time periods specified in subsection (e) of section 14-
2281 150, the licensee or operator of the wrecker or of the garage where such
2282 motor vehicle is stored may dispose of it in accordance with the
2283 provisions of subsection (e) of section 14-150.

2284 Sec. 69. Subsection (j) of section 14-227a of the general statutes is
2285 repealed and the following is substituted in lieu thereof (*Effective July*
2286 *1, 2002*):

2287 (j) (1) Each court shall report each conviction under subsection (a) of
2288 this section to the Commissioner of Motor Vehicles, in accordance with
2289 the provisions of section 14-141. The commissioner shall suspend the
2290 motor vehicle operator's license or nonresident operating privilege of
2291 the person reported as convicted for the period of time required by
2292 subsection (h) of this section. The commissioner shall determine the
2293 period of time required by said subsection (h) based on the number of
2294 convictions such person has had within the specified time period
2295 according to such person's driving history record, notwithstanding the
2296 sentence imposed by the court for such conviction. (2) The motor
2297 vehicle operator's license or nonresident operating privilege of a
2298 person found guilty under subsection (a) of this section who is under
2299 eighteen years of age shall be suspended by the commissioner for the
2300 period of time set forth in subsection (h) of this section, or until such
2301 person attains the age of eighteen years, whichever period is longer. (3)

2302 The motor vehicle operator's license or nonresident operating privilege
 2303 of a person found guilty under subsection (a) of this section who, at the
 2304 time of the offense, was operating a motor vehicle in accordance with a
 2305 special operator's permit issued pursuant to section 14-37a shall be
 2306 suspended by the commissioner for twice the period of time set forth
 2307 in subsection (h) of this section. [(4) Whenever the motor vehicle
 2308 operator's license of a person is suspended under subsection (h) of this
 2309 section for conviction of a violation of subsection (a) of this section, the
 2310 operator's license that is returned or reissued to such person by the
 2311 Commissioner of Motor Vehicles upon completion of the period of
 2312 suspension shall indicate on its reverse side that such person is an at-
 2313 risk operator. For purposes of this subdivision, an "at-risk operator" is
 2314 a person who has been convicted of a violation of subsection (a) of this
 2315 section. (5)] (4) If an appeal of any conviction under subsection (a) of
 2316 this section is taken, the suspension of the motor vehicle operator's
 2317 license or nonresident operating privilege by the commissioner, in
 2318 accordance with this subsection, shall be stayed during the pendency
 2319 of such appeal.

2320 Sec. 70. Subdivision (6) of subsection (f) of section 14-12 of the
 2321 general statutes is repealed and the following is substituted in lieu
 2322 thereof (*Effective July 1, 2002*):

2323 (6) The commissioner shall not register any motor vehicle which is
 2324 subject to the federal heavy vehicle use tax imposed under Section
 2325 [448] 4481 of the Internal Revenue Code of [1986] 1954, or any
 2326 subsequent corresponding internal revenue code of the United States,
 2327 as from time to time amended, if the applicant fails to furnish proof of
 2328 payment of such tax, in a form prescribed by the Secretary of the
 2329 Treasury of the United States.

2330 Sec. 71. Subdivision (5) of subsection (f) of section 14-12 of the
 2331 general statutes is repealed and the following is substituted in lieu
 2332 thereof (*Effective July 1, 2002*):

2333 (5) On or after October 1, 1984, no motor vehicle registration shall be

2334 issued [or renewed] by the commissioner for any motorcycle unless the
2335 application for registration is accompanied by sufficient proof, as
2336 determined by the commissioner, that the motorcycle is insured for the
2337 amounts required by section 14-289f.

2338 Sec. 72. Subsection (c) of section 14-227b of the general statutes is
2339 repealed and the following is substituted in lieu thereof (*Effective July*
2340 *1, 2002*):

2341 (c) If the person arrested refuses to submit to such test or analysis or
2342 submits to such test or analysis, commenced within two hours of the
2343 time of operation, and the results of such test or analysis indicate that
2344 such person has an elevated blood alcohol content, the police officer,
2345 acting on behalf of the Commissioner of Motor Vehicles, shall
2346 immediately revoke and take possession of the motor vehicle
2347 operator's license or, if such person is a nonresident, suspend the
2348 nonresident operating privilege of such person, for a twenty-four-hour
2349 period. [and shall issue a temporary operator's license or nonresident
2350 operating privilege to such person valid for the period commencing
2351 twenty-four hours after issuance and ending thirty days after the date
2352 such person received notice of such person's arrest by the police
2353 officer.] The police officer shall prepare a written report of the incident
2354 and shall mail the report [together with a copy of the completed
2355 temporary license form, any operator's license taken into possession]
2356 and a copy of the results of any chemical test or analysis to the
2357 Department of Motor Vehicles within three business days. The report
2358 shall be made on a form approved by the Commissioner of Motor
2359 Vehicles and shall be subscribed and sworn to under penalty of false
2360 statement as provided in section 53a-157b by the arresting officer. If
2361 the person arrested refused to submit to such test or analysis, the
2362 report shall be endorsed by a third person who witnessed such refusal.
2363 The report shall set forth the grounds for the officer's belief that there
2364 was probable cause to arrest such person for operating a motor vehicle
2365 while under the influence of intoxicating liquor or any drug or both or
2366 while such person's ability to operate such motor vehicle is impaired

2367 by the consumption of intoxicating liquor, and shall state that such
 2368 person had refused to submit to such test or analysis when requested
 2369 by such police officer to do so or that such person submitted to such
 2370 test or analysis, commenced within two hours of the time of operation,
 2371 and the results of such test or analysis indicated that such person had
 2372 an elevated blood alcohol content.

2373 Sec. 73. Subsection (d) of section 13b-59 of the general statutes is
 2374 repealed and the following is substituted in lieu thereof (*Effective July*
 2375 *1, 2002*):

2376 (d) "License, permit and fee revenues" means (1) all fees and other
 2377 charges required by, or levied pursuant to sections 12-487, 13b-80 and
 2378 13b-97, subsection (b) of section 14-12, sections 14-16a, 14-21c, 14-44h
 2379 and 14-44i, subsection (v) of section 14-49, subsections (b) and (f) of
 2380 section 14-50, subdivisions (5), (6), (7), (8), (11), (12) and (13) of
 2381 subsection (a) of section 14-50a, sections 14-52, [14-53,] 14-58, as
 2382 amended by this act, 14-67l and 14-69, subsection (e) of section 14-73,
 2383 sections 14-96q and 14-103a, subsection (a) of section 14-164a,
 2384 subsection (a) of section 14-192, subsection (d) of section 14-270,
 2385 sections 14-319 and 14-320 and sections 13b-410a to 13b-410c, inclusive;
 2386 (2) all aeronautics, waterways, and other fees and charges required by,
 2387 or levied pursuant to sections 13a-80 and 13a-80a, subsection (b) of
 2388 section 13b-42 and subsections (b) and (c) of section 15-13; and (3) all
 2389 motor vehicle related fines, penalties or other charges as defined in
 2390 subsection (g).

2391 Sec. 74. Subsections (a) to (g), inclusive, of section 13b-76 of the
 2392 general statutes are repealed and the following is substituted in lieu
 2393 thereof (*Effective July 1, 2002*):

2394 (a) Bonds and bond anticipation notes issued pursuant to sections
 2395 13b-74 to 13b-77, inclusive, are hereby determined to be issued for
 2396 valid public purposes in exercise of essential governmental functions.
 2397 Such bonds and bond anticipation notes shall be special obligations of
 2398 the state and shall not be payable from nor charged upon any funds

2399 other than the pledged revenues or other receipts, funds or moneys
2400 pledged therefor as provided in sections 3-21a, 3-27a, 3-27f, 12-458 and
2401 12-458d, subsection (c) of section 13a-80a, sections 13a-175p to 13a-
2402 175u, inclusive, subsection (f) of section 13b-42, sections 13b-59, as
2403 amended by this act, 13b-61, 13b-69, 13b-71, 13b-74 to 13b-77, inclusive,
2404 as amended by this act, 13b-80, subsection (a) of section 13b-97,
2405 subsection (a) of section 14-12, sections 14-15, 14-16a and 14-21c,
2406 subsection (a) of section 14-25a, section 14-28, subsection (b) of section
2407 14-35, subsection (b) of section 14-41, section 14-41a, subsection (a) of
2408 section 14-44, sections 14-47, 14-48b, 14-49 and 14-50, subsection (a) of
2409 section 14-50a, sections 14-52 [14-53] and 14-58, as amended by this
2410 act, subsection (c) of section 14-66, subsection (e) of section 14-67,
2411 sections 14-67a, 14-67d, 14-67l and 14-69, subsection (e) of section 14-
2412 73, subsection (c) of section 14-96q, sections 14-103a and 14-160,
2413 subsection (a) of section 14-164a, subsection (a) of section 14-192,
2414 sections 14-319, 14-320 and 14-381, subsection (b) of section 14-382 and
2415 sections 14-383, 15-14 and 16-299, nor shall the state or any political
2416 subdivision thereof be subject to any liability thereon, except to the
2417 extent of such pledged revenues or other receipts, funds or moneys
2418 pledged therefor as provided in said sections. As part of the contract of
2419 the state with the owners of said bonds and bond anticipation notes, all
2420 amounts necessary for punctual payment of the debt service
2421 requirements with respect to such bonds and bond anticipation notes
2422 shall be deemed to be appropriated, but only from the sources pledged
2423 pursuant to said sections, upon the authorization of issuance of such
2424 bonds and bond anticipation notes by the State Bond Commission, or
2425 the filing of a certificate of determination by the Treasurer in
2426 accordance with subsection (c) of this section, and the Treasurer shall
2427 pay such principal and interest as the same shall accrue, but only from
2428 such sources. The issuance of bonds or bond anticipation notes issued
2429 under sections 13b-74 to 13b-77, inclusive, shall not directly or
2430 indirectly or contingently obligate the state or any political subdivision
2431 thereof to levy or to pledge any form of taxation whatever therefor,
2432 except for taxes included in the pledged revenues, or to make any

2433 additional appropriation for their payment. Such bonds and bond
 2434 anticipation notes shall not constitute a charge, lien or encumbrance,
 2435 legal or equitable, upon any property of the state or of any political
 2436 subdivision thereof other than the pledged revenues or other receipts,
 2437 funds or moneys pledged therefor as provided in sections 3-21a, 3-27a,
 2438 3-27f, 12-458 and 12-458d, subsection (c) of section 13a-80a, sections
 2439 13a-175p to 13a-175u, inclusive, subsection (f) of section 13b-42,
 2440 sections 13b-59, as amended by this act, 13b-61, 13b-69, 13b-71, 13b-74
 2441 to 13b-77, inclusive, 13b-80, subsection (a) of section 13b-97, subsection
 2442 (a) of section 14-12, sections 14-15, 14-16a and 14-21c, subsection (a) of
 2443 section 14-25a, section 14-28, subsection (b) of section 14-35, subsection
 2444 (b) of section 14-41, section 14-41a, subsection (a) of section 14-44,
 2445 sections 14-47, 14-48b, 14-49 and 14-50, subsection (a) of section 14-50a,
 2446 sections 14-52 [, 14-53] and 14-58, as amended by this act, subsection (c)
 2447 of section 14-66, subsection (e) of section 14-67, sections 14-67a, 14-67d,
 2448 14-67l and 14-69, subsection (e) of section 14-73, subsection (c) of
 2449 section 14-96q, sections 14-103a and 14-160, subsection (a) of section
 2450 14-164a, subsection (a) of section 14-192, sections 14-319, 14-320 and 14-
 2451 381, subsection (b) of section 14-382 and sections 14-383 and 15-14, and
 2452 the substance of such limitation shall be plainly stated on the face of
 2453 each such bond and bond anticipation note. Bonds and bond
 2454 anticipation notes issued pursuant to sections 13b-74 to 13b-77,
 2455 inclusive, shall not be subject to any statutory limitation on the
 2456 indebtedness of the state, and, when issued, shall not be included in
 2457 computing the aggregate indebtedness of the state in respect to and to
 2458 the extent of any such limitation.

2459 (b) Bonds issued pursuant to sections 13b-74 to 13b-77, inclusive, as
 2460 amended by this act, may be executed and delivered at such time or
 2461 times and shall be dated, bear interest at such rate or rates, including
 2462 variable rates to be determined in such manner as set forth in the
 2463 proceedings authorizing the issuance of the bonds, provide for
 2464 payment of interest on such dates, whether before or at maturity, be
 2465 issued at, above or below par, mature at such time or times not
 2466 exceeding thirty years from their date, have such rank or priority, be

2467 payable in such medium of payment, be issued in such form, including
2468 without limitation registered or book-entry form, carry such
2469 registration and transfer privileges and be made subject to purchase or
2470 redemption before maturity at such price or prices and under such
2471 terms and conditions, including the condition that such bonds be
2472 subject to purchase or redemption on the demand of the owner
2473 thereof, all as may be provided by the State Bond Commission. The
2474 State Bond Commission shall determine the form of the bonds, the
2475 manner of execution of the bonds, the denomination or denominations
2476 of the bonds and the manner of payment of principal and interest.
2477 Prior to the preparation of definitive bonds, the State Bond
2478 Commission may, under like restrictions, authorize the issuance of
2479 interim receipts or temporary bonds, exchangeable for definitive bonds
2480 when such bonds have been executed and are available for delivery. If
2481 any of the officers whose signatures appear on the bonds cease to be
2482 officers before the delivery of any such bonds, such signatures shall,
2483 nevertheless, be valid and sufficient for all purposes, the same as if
2484 such officers had remained in office until delivery. Nothing herein
2485 shall prevent any series of bonds issued under sections 3-21a, 3-27a, 3-
2486 27f, 12-458 and 12-458d, subsection (c) of section 13a-80a, sections 13a-
2487 175p to 13a-175u, inclusive, subsection (f) of section 13b-42, sections
2488 13b-59, as amended by this act, 13b-61, 13b-69, 13b-71, 13b-74 to 13b-
2489 77, inclusive, as amended by this act, 13b-80, subsection (a) of section
2490 13b-97, subsection (a) of section 14-12, sections 14-15, 14-16a and 14-
2491 21c, subsection (a) of section 14-25a, section 14-28, subsection (b) of
2492 section 14-35, subsection (b) of section 14-41, section 14-41a, subsection
2493 (a) of section 14-44, sections 14-47, 14-48b, 14-49 and 14-50, subsection
2494 (a) of section 14-50a, sections 14-52 [, 14-53] and 14-58, as amended by
2495 this act, subsection (c) of section 14-66, subsection (e) of section 14-67,
2496 sections 14-67a, 14-67d, 14-67l and 14-69, subsection (e) of section 14-
2497 73, subsection (c) of section 14-96q, sections 14-103a and 14-160,
2498 subsection (a) of section 14-164a, subsection (a) of section 14-192,
2499 sections 14-319, 14-320 and 14-381, subsection (b) of section 14-382 and
2500 sections 14-383, 15-14 and 16-299 from being issued in coupon form, in

2501 which case references to the bonds herein also shall refer to the
2502 coupons attached thereto where appropriate, and references to owners
2503 of bonds shall include holders of such bonds where appropriate.

2504 (c) Any bonds issued pursuant to sections 13b-74 to 13b-77,
2505 inclusive, as amended by this act, may be sold at public sale on sealed
2506 proposals or by negotiation in such manner, at such price or prices, at
2507 such time or times and on such other terms and conditions of such
2508 bonds and the issuance and sale thereof as the State Bond Commission
2509 may determine to be in the best interests of the state, or the State Bond
2510 Commission may delegate to the Treasurer all or any part of the
2511 foregoing powers in which event the Treasurer shall exercise such
2512 powers unless the State Bond Commission, by adoption of a resolution
2513 prior to the exercise of such powers by the Treasurer shall elect to
2514 reassume the same. Such powers shall be exercised from time to time
2515 in such manner as the Treasurer shall determine to be in the best
2516 interests of the state and he shall file a certificate of determination
2517 setting forth the details thereof with the secretary of the State Bond
2518 Commission on or before the date of delivery of such bonds, the details
2519 of which were determined by him in accordance with such delegation.

2520 (d) The debt service requirements with respect to any bonds and
2521 bond anticipation notes issued pursuant to sections 13b-74 to 13b-77,
2522 inclusive, as amended by this act, shall be secured by (1) a first call
2523 upon the pledged revenues as they are received by the state and
2524 credited to the Special Transportation Fund established under section
2525 13b-68 and (2) a lien upon any and all amounts held to the credit of
2526 said Special Transportation Fund from time to time, provided said lien
2527 shall not extend to amounts held to the credit of such Special
2528 Transportation Fund which represent (A) amounts borrowed by the
2529 Treasurer in anticipation of state revenues pursuant to section 3-16 or
2530 (B) transportation-related federal revenues of the state. Any obligation
2531 of the state secured by said lien to pay the unrefunded principal of
2532 bond anticipation notes, including for this purpose any obligation of
2533 the state under a reimbursement agreement entered into in connection

2534 with a credit facility providing for payment of the unrefunded
 2535 principal of bond anticipation notes, shall be subordinate to any
 2536 obligation of the state secured by said lien to pay (i) the debt service
 2537 requirements with respect to bonds or (ii) any debt service
 2538 requirements with respect to bond anticipation notes other than debt
 2539 service requirements relating to unrefunded principal of bond
 2540 anticipation notes or to obligations under a credit facility for the
 2541 payment of such unrefunded principal. The debt service requirements
 2542 with respect to bonds and bond anticipation notes also may be secured
 2543 by a pledge of reserves, sinking funds and any other funds and
 2544 accounts, including proceeds from investment of any of the foregoing,
 2545 established pursuant to sections 3-21a, 3-27a, 3-27f, 12-458 and 12-458d,
 2546 subsection (c) of section 13a-80a, sections 13a-175p to 13a-175u,
 2547 inclusive, subsection (f) of section 13b-42, sections 13b-59, as amended
 2548 by this act, 13b-61, 13b-69, 13b-71, 13b-74 to 13b-77, inclusive, as
 2549 amended by this act, 13b-80, subsection (a) of section 13b-97,
 2550 subsection (a) of section 14-12, sections 14-15, 14-16a and 14-21c,
 2551 subsection (a) of section 14-25a, section 14-28, subsection (b) of section
 2552 14-35, subsection (b) of section 14-41, section 14-41a, subsection (a) of
 2553 section 14-44, sections 14-47, 14-48b, 14-49 and 14-50, subsection (a) of
 2554 section 14-50a, sections 14-52 [14-53] and 14-58, as amended by this
 2555 act, subsection (c) of section 14-66, subsection (e) of section 14-67,
 2556 sections 14-67a, 14-67d, 14-67l and 14-69, subsection (e) of section 14-
 2557 73, subsection (c) of section 14-96q, sections 14-103a and 14-160,
 2558 subsection (a) of section 14-164a, subsection (a) of section 14-192,
 2559 sections 14-319, 14-320 and 14-381, subsection (b) of section 14-382 and
 2560 sections 14-383, 15-14 and 16-299 or the proceedings authorizing the
 2561 issuance of such bonds, and by moneys paid under a credit facility,
 2562 including but not limited to, a letter of credit or policy of bond
 2563 insurance, issued by a financial institution pursuant to an agreement
 2564 authorized by such proceedings.

2565 (e) The proceedings under which bonds are authorized to be issued
 2566 may, subject to the provisions of the general statutes, contain any or all
 2567 of the following: (1) Provisions respecting custody of the proceeds

2568 from the sale of the bonds and any bond anticipation notes, including
2569 any requirements that such proceeds be held separate from or not be
2570 commingled with other funds of the state; (2) provisions for the
2571 investment and reinvestment of bond proceeds until used to pay
2572 transportation costs and for the disposition of any excess bond
2573 proceeds or investment earnings thereon; (3) provisions for the
2574 execution of reimbursement agreements or similar agreements in
2575 connection with credit facilities including but not limited to, letters of
2576 credit or policies of bond insurance, remarketing agreements and
2577 agreements for the purpose of moderating interest rate fluctuations,
2578 and of such other agreements entered into pursuant to section 3-20a;
2579 (4) provisions for the collection, custody, investment, reinvestment and
2580 use of the pledged revenues or other receipts, funds or moneys
2581 pledged therefor as provided in sections 3-21a, 3-27a, 3-27f, 12-458 and
2582 12-458d, subsection (c) of section 13a-80a, sections 13a-175p to 13a-
2583 175u, inclusive, subsection (f) of section 13b-42, sections 13b-59, as
2584 amended by this act, 13b-61, 13b-69, 13b-71, 13b-74 to 13b-77, inclusive,
2585 as amended by this act, 13b-80, subsection (a) of section 13b-97,
2586 subsection (a) of section 14-12, sections 14-15, 14-16a and 14-21c,
2587 subsection (a) of section 14-25a, section 14-28, subsection (b) of section
2588 14-35, subsection (b) of section 14-41, section 14-41a, subsection (a) of
2589 section 14-44, sections 14-47, 14-48b, 14-49 and 14-50, subsection (a) of
2590 section 14-50a, sections 14-52 [14-53] and 14-58, as amended by this
2591 act, subsection (c) of section 14-66, subsection (e) of section 14-67,
2592 sections 14-67a, 14-67d, 14-67l and 14-69, subsection (e) of section 14-
2593 73, subsection (c) of section 14-96q, sections 14-103a and 14-160,
2594 subsection (a) of section 14-164a, subsection (a) of section 14-192,
2595 sections 14-319, 14-320 and 14-381, subsection (b) of section 14-382 and
2596 sections 14-383, 15-14 and 16-299; (5) provisions regarding the
2597 establishment and maintenance of reserves, sinking funds and any
2598 other funds and accounts as shall be approved by the State Bond
2599 Commission in such amounts as may be established by the State Bond
2600 Commission, and the regulation and disposition thereof, including
2601 requirements that any such funds and accounts be held separate from

2602 or not be commingled with other funds of the state; (6) covenants for
2603 the establishment of pledged revenue coverage requirements for the
2604 bonds and bond anticipation notes, provided, that no such covenant
2605 shall obligate the state to provide coverage in any year with respect to
2606 any bonds or bond anticipation notes in excess of four times the
2607 aggregate debt service on bonds and bond anticipation notes, as
2608 described in subparagraph (A) of subdivision (3) of section 13b-75,
2609 during such year; (7) covenants for the establishment of maintenance
2610 requirements with respect to state transportation facilities and
2611 properties; (8) provisions for the issuance of additional bonds on a
2612 parity with bonds theretofore issued, including establishment of
2613 coverage requirements with respect thereto as herein provided; (9)
2614 provisions regarding the rights and remedies available in case of a
2615 default to the bondowners, noteowners or any trustee under any
2616 contract, loan agreement, document, instrument or trust indenture,
2617 including the right to appoint a trustee to represent their interests
2618 upon occurrence of an event of default, as defined in said proceedings,
2619 provided that if any bonds or bond anticipation notes shall be secured
2620 by a trust indenture, the respective owners of such bonds or notes shall
2621 have no authority except as set forth in such trust indenture to appoint
2622 a separate trustee to represent them, and (10) provisions or covenants
2623 of like or different character from the foregoing which are consistent
2624 with sections 3-21a, 3-27a, 3-27f, 12-458 and 12-458d, subsection (c) of
2625 section 13a-80a, sections 13a-175p to 13a-175u, inclusive, subsection (f)
2626 of section 13b-42, sections 13b-59, as amended by this act, 13b-61, 13b-
2627 69, 13b-71, 13b-74 to 13b-77, inclusive, as amended by this act, 13b-80,
2628 subsection (a) of section 13b-97, subsection (a) of section 14-12, sections
2629 14-15, 14-16a and 14-21c, subsection (a) of section 14-25a, section 14-28,
2630 subsection (b) of section 14-35, subsection (b) of section 14-41, section
2631 14-41a, subsection (a) of section 14-44, sections 14-47, 14-48b, 14-49 and
2632 14-50, subsection (a) of section 14-50a, sections 14-52 [, 14-53] and 14-
2633 58, as amended by this act, subsection (c) of section 14-66, subsection
2634 (e) of section 14-67, sections 14-67a, 14-67d, 14-67l and 14-69,
2635 subsection (e) of section 14-73, subsection (c) of section 14-96q, sections

2636 14-103a and 14-160, subsection (a) of section 14-164a, subsection (a) of
2637 section 14-192, sections 14-319, 14-320 and 14-381, subsection (b) of
2638 section 14-382 and sections 14-383, 15-14 and 16-299 and which the
2639 State Bond Commission determines in such proceedings are necessary,
2640 convenient or desirable in order to better secure the bonds or bond
2641 anticipation notes, or will tend to make the bonds or bond anticipation
2642 notes more marketable, and which are in the best interests of the state.
2643 Any provision which may be included in proceedings authorizing the
2644 issuance of bonds hereunder may be included in an indenture of trust
2645 duly approved in accordance with subsection (g) of this section which
2646 secures the bonds and any notes issued in anticipation thereof, and in
2647 such case the provisions of such indenture shall be deemed to be a part
2648 of such proceedings as though they were expressly included therein.

2649 (f) Any pledge made by the state shall be valid and binding from the
2650 time when the pledge is made, and any revenues or other receipts,
2651 funds or moneys so pledged and thereafter received by the state shall
2652 be subject immediately to the lien of such pledge without any physical
2653 delivery thereof or further act. The lien of any such pledge shall be
2654 valid and binding as against all parties having claims of any kind in
2655 tort, contract, or otherwise against the state, irrespective of whether
2656 such parties have notice thereof. Neither the resolution nor any other
2657 instrument by which a pledge is created need be recorded.

2658 (g) In the discretion of the State Bond Commission, bonds issued
2659 pursuant to sections 13b-74 to 13b-77, inclusive, including for this
2660 purpose any bond anticipation notes, may be secured by a trust
2661 indenture by and between the state and a corporate trustee, which may
2662 be any trust company or bank having the powers of a trust company
2663 within or without the state. Such trust indenture may contain such
2664 provisions for protecting and enforcing the rights and remedies of the
2665 bondowners and noteowners as may be reasonable and proper and not
2666 in violation of law, including covenants setting forth the duties of the
2667 state in relation to the exercise of its powers pursuant to sections 3-21a,
2668 3-27a, 3-27f, 12-458 and 12-458d, subsection (c) of section 13a-80a,

sections 13a-175p to 13a-175u, inclusive, subsection (f) of section 13b-42, sections 13b-59, as amended by this act, 13b-61, 13b-69, 13b-71, 13b-74 to 13b-77, inclusive, as amended by this act, 13b-80, subsection (a) of section 13b-97, subsection (a) of section 14-12, sections 14-15, 14-16a and 14-21c, subsection (a) of section 14-25a, section 14-28, subsection (b) of section 14-35, subsection (b) of section 14-41, section 14-41a, subsection (a) of section 14-44, sections 14-47, 14-48b, 14-49 and 14-50, subsection (a) of section 14-50a, sections 14-52 [, 14-53] and 14-58, as amended by this act, subsection (c) of section 14-66, subsection (e) of section 14-67, sections 14-67a, 14-67d, 14-67l and 14-69, subsection (e) of section 14-73, subsection (c) of section 14-96q, sections 14-103a and 14-160, subsection (a) of section 14-164a, subsection (a) of section 14-192, sections 14-319, 14-320 and 14-381, subsection (b) of section 14-382 and sections 14-383, 15-14 and 16-299 and the custody, safeguarding and application of all moneys. The state may provide by such trust indenture for the payment of the pledged revenues or other receipts, funds or moneys to the trustee under such trust indenture or to any other depository, and for the method of disbursement thereof, with such safeguards and restrictions as it may determine. All expenses incurred in carrying out such trust indenture may be treated as transportation costs, as defined in section 13b-75.

Sec. 75. Subsection (c) of section 13b-77 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2002*):

(c) The state covenants with the purchasers and all subsequent owners and transferees of bonds and bond anticipation notes issued by the state pursuant to sections 13b-74 to 13b-77, inclusive, as amended by this act, in consideration of the acceptance of the payment for the bonds and bond anticipation notes, until such bonds and bond anticipation notes, together with the interest thereon, with interest on any unpaid installment of interest and all costs and expenses in connection with any action or proceeding on behalf of such owners, are fully met and discharged, or unless expressly permitted or

2702 otherwise authorized by the terms of each contract and agreement
 2703 made or entered into by or on behalf of the state with or for the benefit
 2704 of such owners, that the state will impose, charge, raise, levy, collect
 2705 and apply the pledged revenues and other receipts, funds or moneys
 2706 pledged for the payment of debt service requirements as provided in
 2707 sections 13b-47 to 13b-77, inclusive, as amended by this act, in such
 2708 amounts as may be necessary to pay such debt service requirements in
 2709 each year in which bonds or bond anticipation notes are outstanding
 2710 and further, that the state (1) will not limit or alter the duties imposed
 2711 on the Treasurer and other officers of the state by sections 3-21a, 3-27a,
 2712 3-27f, 12-458 and 12-458d, subsection (c) of section 13a-80a, sections
 2713 13a-175p to 13a-175u, inclusive, subsection (f) of section 13b-42,
 2714 sections 13b-59, as amended by this act, 13b-61, 13b-69, 13b-71, 13b-74
 2715 to 13b-77, inclusive, as amended by this act, 13b-80, subsection (a) of
 2716 section 13b-97, subsection (a) of section 14-12, sections 14-15, 14-16a
 2717 and 14-21c, subsection (a) of section 14-25a, section 14-28, subsection
 2718 (b) of section 14-35, subsection (b) of section 14-41, section 14-41a,
 2719 subsection (a) of section 14-44, sections 14-47, 14-48b, 14-49 and 14-50,
 2720 subsection (a) of section 14-50a, sections 14-52 [, 14-53] and 14-58, as
 2721 amended by this act, subsection (c) of section 14-66, subsection (e) of
 2722 section 14-67, sections 14-67a, 14-67d, 14-67l and 14-69, subsection (e)
 2723 of section 14-73, subsection (c) of section 14-96q, sections 14-103a and
 2724 14-160, subsection (a) of section 14-164a, subsection (a) of section 14-
 2725 192, sections 14-319, 14-320 and 14-381, subsection (b) of section 14-382
 2726 and sections 14-383 and 15-14 and by the proceedings authorizing the
 2727 issuance of bonds with respect to application of pledged revenues or
 2728 other receipts, funds or moneys pledged for the payment of debt
 2729 service requirements as provided in said sections; (2) will not issue any
 2730 bonds, notes or other evidences of indebtedness, other than the bonds
 2731 and bond anticipation notes, having any rights arising out of said
 2732 sections or secured by any pledge of or other lien or charge on the
 2733 pledged revenues or other receipts, funds or moneys pledged for the
 2734 payment of debt service requirements as provided in said sections; (3)
 2735 will not create or cause to be created any lien or charge on such

2736 pledged amounts, other than a lien or pledge created thereon pursuant
2737 to said sections, provided nothing in this subsection shall prevent the
2738 state from issuing evidences of indebtedness (A) which are secured by
2739 a pledge or lien which is and shall on the face thereof be expressly
2740 subordinate and junior in all respects to every lien and pledge created
2741 by or pursuant to said sections; or (B) for which the full faith and credit
2742 of the state is pledged and which are not expressly secured by any
2743 specific lien or charge on such pledged amounts or (C) which are
2744 secured by a pledge of or lien on moneys or funds derived on or after
2745 such date as every pledge or lien thereon created by or pursuant to
2746 said sections shall be discharged and satisfied; (4) will carry out and
2747 perform, or cause to be carried out and performed, each and every
2748 promise, covenant, agreement or contract made or entered into by the
2749 state or on its behalf with the owners of any bonds or bond
2750 anticipation notes; (5) will not in any way impair the rights,
2751 exemptions or remedies of such owners; and (6) will not limit, modify,
2752 rescind, repeal or otherwise alter the rights or obligations of the
2753 appropriate officers of the state to impose, maintain, charge or collect
2754 the taxes, fees, charges and other receipts constituting the pledged
2755 revenues as may be necessary to produce sufficient revenues to fulfill
2756 the terms of the proceedings authorizing the issuance of the bonds,
2757 including pledged revenue coverage requirements, and provided
2758 nothing herein shall preclude the state from exercising its power,
2759 through a change in law, to limit, modify, rescind, repeal or otherwise
2760 alter the character or amount of such pledged revenues or to substitute
2761 like or different sources of taxes, fees, charges or other receipts as
2762 pledged revenues if, for the ensuing fiscal year, as evidenced by the
2763 proposed or adopted budget of the state with respect to the Special
2764 Transportation Fund, the projected revenues meet or exceed the
2765 estimated expenses of the Special Transportation Fund including
2766 accumulated deficits, if any, debt service requirements and any
2767 pledged revenue coverage requirement. The State Bond Commission is
2768 authorized to include this covenant of the state in any agreement with
2769 the owner of any such bonds or bond anticipation notes.

2770 Sec. 76. Section 13b-79a of the general statutes is repealed and the
2771 following is substituted in lieu thereof (*Effective July 1, 2002*):

2772 Not later than October 1, 1984, and annually thereafter, the
2773 Commissioner of Transportation shall prepare a report on the current
2774 status and progress of the transportation infrastructure program
2775 authorized pursuant to special act 84-52 and sections 3-21a, 3-27a, 3-
2776 27f, 12-458 and 12-458d, subsection (c) of section 13a-80a, sections 13a-
2777 175p to 13a-175u, inclusive, subsection (f) of section 13b-42, sections
2778 13b-59, as amended by this act, 13b-61, 13b-69, 13b-71, 13b-74 to 13b-
2779 77, inclusive, as amended by this act, 13b-80, subsection (a) of section
2780 13b-97, subsection (a) of section 14-12, sections 14-15, 14-16a and 14-
2781 21c, subsection (a) of section 14-25a, section 14-28, subsection (b) of
2782 section 14-35, subsection (b) of section 14-41, section 14-41a, subsection
2783 (a) of section 14-44, sections 14-47, 14-48b, 14-49 and 14-50, subsection
2784 (a) of section 14-50a, sections 14-52 [, 14-53] and 14-58, as amended by
2785 this act, subsection (c) of section 14-66, subsection (e) of section 14-67,
2786 sections 14-67a, 14-67d, 14-67l and 14-69, subsection (e) of section 14-
2787 73, subsection (c) of section 14-96q, sections 14-103a and 14-160,
2788 subsection (a) of section 14-164a, subsection (a) of section 14-192,
2789 sections 14-319, 14-320 and 14-381, subsection (b) of section 14-382 and
2790 sections 14-383 and 15-14. Each report shall include, but not be limited
2791 to: Information on the number of lane miles of state and local roadway
2792 repaved, the status of the state and local bridge programs, the status of
2793 intrastate and interstate highway programs and the interstate trade-in
2794 program and mass transportation and aeronautics programs. The
2795 commissioner shall notify the joint standing committees of the General
2796 Assembly having cognizance of matters relating to finance, revenue
2797 and bonding and appropriations and the budgets of state agencies of
2798 the availability of the report. A requesting member of such a
2799 committee shall be sent a written copy or electronic storage media of
2800 the report by the commissioner.

2801 Sec. 77. (*Effective July 1, 2002*) Sections 14-36c, 14-53 and 14-201 to 14-
2802 209, inclusive, of the general statutes are repealed.

2803 Sec. 78. (*Effective on such date the Commissioner of Motor Vehicles files a*
 2804 *notice of joinder to the driver's license agreement established pursuant to*
 2805 *section 35 of this act*) Sections 14-111c and 14-111d of the general
 2806 statutes are repealed.

This act shall take effect as follows:	
Section 1	<i>July 1, 2002</i>
Sec. 2	<i>July 1, 2002</i>
Sec. 3	<i>July 1, 2002</i>
Sec. 4	<i>July 1, 2002</i>
Sec. 5	<i>July 1, 2002</i>
Sec. 6	<i>July 1, 2002</i>
Sec. 7	<i>July 1, 2002</i>
Sec. 8	<i>July 1, 2002</i>
Sec. 9	<i>July 1, 2002</i>
Sec. 10	<i>July 1, 2002</i>
Sec. 11	<i>July 1, 2002</i>
Sec. 12	<i>July 1, 2002</i>
Sec. 13	<i>July 1, 2002</i>
Sec. 14	<i>July 1, 2002</i>
Sec. 15	<i>July 1, 2002</i>
Sec. 16	<i>July 1, 2002</i>
Sec. 17	<i>October 1, 2002</i>
Sec. 18	<i>October 1, 2002</i>
Sec. 19	<i>October 1, 2002</i>
Sec. 20	<i>July 1, 2002</i>
Sec. 21	<i>October 1, 2002</i>
Sec. 22	<i>October 1, 2002</i>
Sec. 23	<i>October 1, 2002</i>
Sec. 24	<i>October 1, 2002</i>
Sec. 25	<i>October 1, 2002</i>
Sec. 26	<i>October 1, 2002</i>
Sec. 27	<i>October 1, 2002</i>
Sec. 28	<i>October 1, 2002</i>
Sec. 29	<i>October 1, 2002</i>
Sec. 30	<i>from passage</i>
Sec. 31	<i>October 1, 2002</i>
Sec. 32	<i>from passage</i>

Sec. 33	<i>October 1, 2002</i>
Sec. 34	<i>January 1, 2003</i>
Sec. 35	<i>January 1, 2003</i>
Sec. 36	<i>January 1, 2003</i>
Sec. 37	<i>January 1, 2003</i>
Sec. 38	<i>January 1, 2003</i>
Sec. 39	<i>January 1, 2003</i>
Sec. 40	<i>January 1, 2003</i>
Sec. 41	<i>January 1, 2003</i>
Sec. 42	<i>January 1, 2003</i>
Sec. 43	<i>January 1, 2003</i>
Sec. 44	<i>from passage</i>
Sec. 45	<i>October 1, 2002</i>
Sec. 46	<i>July 1, 2002</i>
Sec. 47	<i>July 1, 2002</i>
Sec. 48	<i>July 1, 2002</i>
Sec. 49	<i>July 1, 2002</i>
Sec. 50	<i>July 1, 2002</i>
Sec. 51	<i>July 1, 2002</i>
Sec. 52	<i>July 1, 2002</i>
Sec. 53	<i>July 1, 2002</i>
Sec. 54	<i>July 1, 2002</i>
Sec. 55	<i>July 1, 2002</i>
Sec. 56	<i>July 1, 2002</i>
Sec. 57	<i>July 1, 2002</i>
Sec. 58	<i>July 1, 2002</i>
Sec. 59	<i>July 1, 2002</i>
Sec. 60	<i>July 1, 2002</i>
Sec. 61	<i>July 1, 2002</i>
Sec. 62	<i>October 1, 2002</i>
Sec. 63	<i>October 1, 2002</i>
Sec. 64	<i>July 1, 2002</i>
Sec. 65	<i>July 1, 2002</i>
Sec. 66	<i>July 1, 2002</i>
Sec. 67	<i>from passage</i>
Sec. 68	<i>from passage</i>
Sec. 69	<i>July 1, 2002</i>
Sec. 70	<i>July 1, 2002</i>
Sec. 71	<i>July 1, 2002</i>
Sec. 72	<i>July 1, 2002</i>

Sec. 73	<i>July 1, 2002</i>
Sec. 74	<i>July 1, 2002</i>
Sec. 75	<i>July 1, 2002</i>
Sec. 76	<i>July 1, 2002</i>
Sec. 77	<i>July 1, 2002</i>
Sec. 78	<i>on such date the Commissioner of Motor Vehicles files a notice of joinder to the driver's license agreement established pursuant to section 35 of this act</i>

Statement of Purpose:

To incorporate provisions of recent federal law concerning motor vehicle titles; to authorize the commissioner to enter into agreement with lienholders for a system of electronic lien filing and recording; to enhance protections afforded to purchasers of used motor vehicles by authorizing the commissioner to place certain legends on titles issued and to participate in the National Motor Vehicle Title Information System; to allow the commissioner to enforce municipal property tax obligations of motor vehicle leasing and rental companies; to authorize the commissioner to participate in the Driver License Agreement, for the reciprocal enforcement of motor vehicle-related fines and penalties; and to eliminate obsolete sections in title 14 of the general statutes.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]